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18. Complainant's Name Age Sex Race Residence Address 18. Complainant's Name 18. Complainant's Name	Control of the last of the las	ience Phone	3	Business Phone
Thomas A. Tomaso 30 M II	-	Jence Phone		(21-1) 358-9454
20. Charges and Court Action	Date	Hour	a Div	Disposition
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39-14-103				CXO N
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HAKING semething from the purse And dropping the purse on the ground Bt which time the listed witness recovered the purse and took it pack to the scene. The off duty officer was driving 5/B in between undustrical all of the excitement and share the suspect trapping from behind the house at 1450 Revel atwhich time the subject was taken into custody, The subject was signal 5 Dack to the scene, and was I deptited by the Complainant, the subject was placed under accest, and advised of his rights and tenascours to C.J.C. The def admitted taking money placed the purse.



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PEMPHIS POLICE DEPARTMENT

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MEMPHIS POLICE DEPARTMENT

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Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

90080091-01 | The State of Tennessee vs WILLIE J HEMPHILL

 Case Number
 Court

 90080091-01
 Division 7

 File Date
 Case Type

 03/21/1990
 Affidavit

Anderson, William Bill Case Status Sentenced

Judicial Officer

Party

State of Tennessee

The State of Tennessee

Race Other

Officer

MPD TRANSFER OFFICER, Unknown

Address 2054 GAYLE MEMPHIS TN 38127

Defendant

HEMPHILL, WILLIE J

DOB 09/10/1971

Race Black

Address 1558 S PRESCOTT MEMPHIS TN 38111-5042

Charge

Charges HEMPHILL, WILLIE J

	Description	Statute	Level	Date
1	THEFT OF PROPERTY \$500 OR LESS	39-14-103	Misdemeanor A	03/21/1990

Bond Settings

Setting Date

3/22/1990

Bond

Bond Type	Bond Number	Bond Amount	Current Bond Status
Surety Bond	7757	\$100.00	Case Disposed

Disposition Events

08/14/1990 Plea▼

Judicial Officer Judge, Converted

1 THEFT OF PROPERTY \$500 OR LESS Not Guilty

08/14/1990 Disposition **▼**

1 THEFT OF PROPERTY \$500 OR LESS

Found Guilty, Guilty Plea

08/14/1990 Sentenced ▼

1 THEFT OF PROPERTY \$500 OR LESS

Sentenced

Condition - Adult

1. Conversion, CONFINEMENT: 11 Month(s) 29 Day(s) SUSPENDED: 11 Month(s) 29 Day(s) PROBATION: 11 Month(s) 29 Day(s) , 08/14/1990, Active 08/14/1990

Probation
Supervised, Term 0 Year 11 Months 29 Days 0 Hour
Supervised By: Shelby County

Events and Hearings

03/21/1990 Case Filed	
03/22/1990 Arraignment ▼	
Hearing Time 9:00 AM	
04/05/1990 Attorney ▼	
Hearing Time 9:00 AM	
05/02/1990 Attorney ▼	
Hearing Time 9:00 AM	
05/09/1990 Attorney ▼	
Hearing Time 9:00 AM	
05/30/1990 Report to Court ▼	
Hearing Time 9:00 AM	
06/20/1990 Report to Court ▼	
Hearing Time 9:00 AM	
07/18/1990 Report to Court ▼	
Hearing Time 9:00 AM	
07/31/1990 Report to Court ▼	
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08/14/1990 Disposition ▼	
Hearing Time 9:00 AM	
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08/14/1990 Sheriff's DP Fee	
08/14/1990 Escrow Fee	
08/14/1990 Bond Fee	
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08/14/1990 Resets	
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08/14/1990 Base Rate Clerk	
11/14/1990 Extension Of Time To Pay	
11/14/1990 Collection Clerk' s Extensions	
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04/03/1991 First Garnishment Commission	
04/03/1991 First Garnishment	
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04/24/1991 Letter for Default Payments	
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05/10/1991 Scire Facias	
03/11/1996 Enter Collection Agency 05 HDC	
04/01/1999 Cancel Collection Agency 05	

10/27/1999 Enter Collection Agency 07 MCC
11/20/2002 Uncollectable (10 years old)
05/09/2007 Cancel Collection Agency 07

Financial

	LIE J nancial Assessment yments and Credits			\$496.00 \$150.00
9/21/1990	Payment	Receipt # 678512	HEMPHILL, WILLIE JAMES	(\$40.00)
11/30/1990	Payment	Receipt # 696368	HEMPHILL, WILLIE JAMES	(\$30.00)
12/21/1990	Payment	Receipt # 701873	HEMPHILL, WILLIE JAMES	(\$20.00)
1/11/1991	Payment	Receipt # 706322	HEMPHILL, WILLIE JAMES	(\$20.00)
1/28/1991	Payment	Receipt # 710037	HEMPHILL, WILLIE JAMES	(\$20.00)
2/12/1991	Payment	Receipt # 714434	HEMPHILL, WILLIE JAMES	(\$10.00)
2/21/1991	Payment	Receipt # 717031	HEMPHILL, WILLIE JAMES	(\$10.00)
3/11/1996	Transaction Assessment			\$496.00

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MEMPHIS POLICE DEPARTMENT

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4-12-91 VICTOM CAN PROVING IN FURTHER

RECORD OF ARREST		ME	MPHIS POLICE DEPAR	TMENT 150	02.	C	和	
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KROGER DELTA SHOPLIFTING APPREHENSION REPORT

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Date 4-13-91			:	Store No.	428
Time //: 00 P.M			į	Address 40	75 American
Porson apprehended Wil	lje	<u> </u>		Hem	shill
		(Middle or		(L	ast)
Address 1558 S. PRE (Number)				(State	<i>//</i> e)
Date of Birth Race			Weight /	Hair_	16/K
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Distinguishing characteri	stics, if any	(scars, or ma	arks, glasse	s, tattons,	missing or
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Where was the merchandise	concealed?	enside a	Crenden	ts Punts	pucket
List Other Witnesses: Name	*****************		Address_		
Name			Address		
Person(s) present during	interview of p	erson:	Address_		
Name		****	Address		
Did person apprehended ma	ke a written o	or oral statem	ent?		
Arresting officers and de Who, if anyone, signed a	warrant?	V 80>>	<u></u>		
lames of witnesses who sho	ould appear ag	ainst the defe		10 7	
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		Signed	Dun k	201)	
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MEMPHIS POLICE DEPARTMENT SUPPLEMENTARY OFFENSE REPORT

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April 14

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MEMPHIS POLICE DEPARTMENT

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Larry Wilson and Jamil Abmid advised they were working when the robbery occurred, however, they were uncertain as to whether or not they could identify the suspect, and neither one was shown the photograph by the writer. Charles Lee was unable to furnish any additional information regarding the robbery.

The writer, while on the scene at 4075 American Way, briefly interviewed Cliff Fowler who stated he had identified the photograph shown to him by Charles Lee, prior to my arrival. He advised he was working on the morning of the robbery and did chase the suspect on foot and witnessed him jump into an automobile on the Texaco service station lot, with the motor running and drive off leaving the female black owner still crouched down with the air pump in her hand. Her five year old son was in the car at the time of the theft, and the suspect stopped the car in the middle of Getwell, pushed the boy out of the car into the middle of the street, and drove off northbound on Getwell where they lost sight of him. Fowler was transported by the writer to the West G.I.B. Office where a typewritten statement was obtained. See attached statement.

The Polaroid color photograph was tagged in the Property Room under Receipt 91-192451, by the writer. See attached receipt.

Cross-File Number 91-03-29-009709: A MVT/Recovery, Victim Mary Ball, F/B, 32, home phone, 368-0349. See attached copy.

Cross-File Number 91-04-12-003976: A Larceny/Purse Snatch, Victim, Rence Carr, F/W, 31, home phone, 795-1876. This report was sent to East G.I.B. Copy attached.

It should be noted that Cliff Fowler did not witness this incident.

According to Charles Lee there have been numerous purse snatches at 4075 American Way, and feels this subject is possibly involved in some of these.

A copy of this supplement will be forwarded to East G.I.B., "B" Shift.

Carry as indicated and case forwarded to Robbery Bureau.

JWB/mlc

WITNESS STATEMENT

NAME Cliff Fowler	SEX_M	RACE B	AGE 21	EDUCATIO	N
RESIDENCE_	Memphis, Te	nn. 38105 P	HONE 526-	3432	
number /street/city/state			Suite 607		
OCCUPATION Security Guard-ARC Securi	ESBUSINESS A	UDDRESS 310) Walnut Gr	ove PHONE	<u> 323-6841</u>
MADE AT 201 Poplar, Room 11-15	DATE	April 14, 1	991	TIME 2:5	2 a.m.
TO Sergeant J. W. Bouchillon	TY	PE BY Mary	Louise Cubb	ins	•
RELATIVE TO THE COMPLAINT OF ROL	bery of Margo	ret Garner &	Mary Bell	Auto Theft	***************************************
R & I NUMBER 91-03-29-009708 & 00	19709				
QUESTIONED BY Sergeant J. W. Bouch	illon				

- Q. On March 29, 1991, approximately 5:45 a.u., did you witness a robbery at 4075 American Way, on the Kroger parking lot?
- A. Yes.
- Q. Do you know the person who was robbed?
- A. I don't know the lady but she is a female white, about 42 years old, 5' 7", about 175 pounds, and she was an employee of Federal Express.
- Q. Describe the person who committed the robbery?
- A. He was male black, about 5' 9", 135 pounds, around 24 years of age, a light mustache, medium complexion, was wearing a gray frosted jacket, dark blue pull over shirt, white jeans, and had on a white shower cap with a blue and white baseball cap over it. The cap had some kind of writing on it, but I couldn't tell what it was. He also had on white tennis shoes.
- Q. What type of weapon did the male black have?
- A. It was a black .38 revolver, had a short barre
- Q: Were any shots fired?
- A. No sir.
- Q. Did you see any other suspects?
- A. No, it was just him.
- Q. Did have any type of vehicle?
- A. I didn't see one.
- Q. Did you hear the male black say anything to the victim?
- A. No.
- Q. Was the victim injured?
- A. Tes, her head was bleeding in the back and the paramedics told her she might want to get stitches taken, and she told them she would as soon as her daughter arrived.

Page 2: Statement of CLIFF FOWLER, Male Black, age, 21

- Q. Tell me in your own words, in as much detail as possible, what occurred just before, during, and after the robbery occurred?
- It was about five minutes to six, I was sitting in front of the Subway Restaurant, on the cast side of the Kroger lot, in my security cart, and I looked up and saw this male black in front of the Kroger store, holding the shoulder strap of a Zemale white's purse with his left hand, and hit her in the head with a .38 caliber revolver, twice, that he was holding in his right hand. The lady let her purse go and ran inside the Kroger store hollering for help. The male black ran, carrying the lady's purse, west beside the Kroger building and thats when I started chasing him. I started across the lot in my cert, and some of the employees started coming out of Kroger. So I stopped my cart beside Kroger and started chasing him on my feet. So we chased him across K-Mart parking lot and we lost him for a minute. So I told one of the Kroger employees, Larry Wilson to come on and lets go up to Getwell to see if we could spot him. So we ran on up to Getwell and I looked over and the suspect was standing in front of the Texaco Station. So that when me and Larry started approaching the suspect and he saw us and ran and jumped into this 1988 brown two door Toyota that was left running beside this air pump, and this female black was squatting down putting air on the back tire on the right side. He took off around the Texaco service station in the car to the rear of the building and circled back out on to Getwell, spinning the car around twice in the street, and then he opened the passenger side of the car and push a kid out on to Gerwell, and then he took off going northbound on Getwell and we lost sight of him. He was still in this lady's car.
- Q. Was anybody else involved in this chase beside you and Larry Wilson?
- A. I don't know them guys last names but it was Jeff, Jamil, and Ray, we're all Kroger employees.
- Q. Describe the child who was pushed out of the car by the male black?
- A. Male Black, bright complexion, low curly hair, paring blue jeans, white Teshirt, and black tennis shoes, and gray jacket. He we about 5 years of age.
- Q: What type of injuries did he receive?
- A. He said his right arm was hurting from the fall out of the car.
- Q. Was he transported to the hospital by the fire department ambulance?
- A No
- Q. Were you present when the stolen vehicle was recovered?
- A. No sir.
- Q. How close did you get to the robbery suspect?
- A. About 25 feet.
- Q. Did you see his face?
- A. Yes.

Page 3: Statement of CLIFF FOWLER, Male Black, age, 21.

- Q. Can you identify him if you see him again?
- A. Yes.
- Q. Do you know what happened to the suspect's revolver?
- A. I don't know. The last time I saw it was when he took off running and he had it with him.
- Q. What were the lighting conditions on the scene when the robbery and auto theft took place?
- A: It was almost daylight and there was a lot of light over on the Texaco lot where I got the closest to him.
- Q. When did you hear again about the robbery suspect?
- A. My supervisor, Lisa Miller, called me at home about 11:15 p.m., last night, and she told me the security guards had caught this guy shoplifting at Kroger and they needed me immediately out there, on American way. So I left home about 11:30 p.m., and got out there about five minutes to twelve. When I arrived, Officer Woolsey told me the manager had a picture upstairs and they wanted to know could I identify him with the purse snotch robbery. So I went upstairs and looked at the picture and he was identified as the same suspect by me.
- Q. Who was present upstairs when you looked at the picture?
- A. Charles Lee, the manager. Officer Woolsey, Joe, the assistant manager.
- Q. Did you recognize the face of the person they showed you the picture of?
- A: Yes, it was the same face of the guy who did the robbery.
- Q. Describe the picture that was shown to you?
- A. It was a polaroid color photo that was taken upstairs in the manager's office, with only one male black in the picture.
- Q. Was this the same picture given to my by the manager?
- A. Yes.
- Is there anything you would like to add to this statement?
- A. No.

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PRISONER "MOLD" FORM GIN EAST 910412 00 3976

PLEASE BOLD WILLE J. HEMPHILL 1 91/04005 DATE 4-14-91

HOLD PLACED BY Sq. J.W. Bouch, Man I DIVISION GTB EAST "A" SMH

HOLD RECEIVED BY DI MIDAD SQ 238

TO: ROBBERY & EAS	T GIB	n.mm. h	
(BUREAU/	SHIFT)	DATEL April 12, 1	.991
FROM: Sergeant J. W.	Bouchillon, Car 3341	ASSIGNMENT EAST G.	I.B. "A"
R&I #(3) 91-03-29-00	9708	OFFENSE KOBBERY/INI	PIVIDUAL
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·	•	s/r/a	
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	2)		
	(NAME-S/R/A)		YES/NO (CHARGED)
NOT IN CUSTODY	3)		YES/NO
	(NAME-S/R/A)	1.00	(CHARGED)
	4)		YES/NO
	(NAME-S/R/A)		(CHARGED)
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MEMPHIS POLICE DEPARTMENT

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MEMPHIS POLICE DEPARTMENT CONTINUATION SHEET 3976 OFFENSE-CHANGE ON INCIDENT NAME OF VICTIM :

1. HA CENY PURSE SAN TH CARR, RENEE F. SUPPLEMENT CONTINUED PAGE NUMBER SUNDAY, 04-14-81 FROM HER WITH HER DURSE. SHE WOULD NOT BE ABLE TO WENDER THE SUSAERS IF SEEN AGAIN. HER NOT BEEN PECOURED YET. # \$104061990 4542 Amore Can way , THE WARL SHE COULD NOT IDENTIFY THE SULARIT INVOLVED IN MAY DIDGE SHAPPH HE IN MESTER WERE ALSO ENDERVIEWS AND COUCH NOT IDENTIFY 1/5 Suspect Elither MONDAY 64-15-81 DE 30 AM: THE WAS WAS WAS NOTHERS BY SET BANGE OF 2454 THE ME HOLD IS STILL ON THE DEFENDENT. SOF HOME MINES SET MAXWELL IS HOUSEING THIS CAST. ROBBERY SOURY 576-3980 SOT. MATWELL AGUISED WE ALL IN CONTRACT DUE WIChie MARCHET GUNSO, MIS SHE INFRIEND MINE NINT SHE COUL NOT I DENTIFY INS SUSANCE SINCE HE MAY ON A MASK DUCK HIS MES. HE WILL NOT BE HAVING A LINE OF WINH ME DEFENDANT INDONEUS - No REQUESTED THAT THE MOLD BE RELEASED ON HE DEFENDENT FOR REBBERY SOUND:

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Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

91104005-01 | The State of Tennessee vs WILLIE J HEMPHILL

 Case Number
 Court

 91104005-01
 Division 7

 File Date
 Case Type

 04/14/1991
 Bench Warrant

Judicial Officer Anderson, William Bill Case Status Held to State

Party

State of Tennessee The State of Tennessee

Race

Other

Officer

AIRPORT SECURITY, Unknown

Defendant HEMPHILL, WILLIE J

DOB 09/10/1971

Race Black

Address 1558 S PRESCOTT MEMPHIS TN 38111-5042

Charge

Charges HEMPHILL, WILLIE J

Description Statute Level Date

	Description	Statute	Level	Date
1	THEFT OF PROPERTY \$500 OR LESS	39-14-103	Misdemeanor A	04/14/1991

Bond Settings

Setting Date

4/14/1991

Bond

Bond Type	Bond Number	Bond Amount	Current Bond Status
Surety Bond	10165	\$100.00	Final Forfeiture
Surety Bond	NA152285	\$500.00	Case Disposed

Disposition Events

11/25/1991 Plea▼

Judicial Officer Judge, Converted

1 THEFT OF PROPERTY \$500 OR LESS

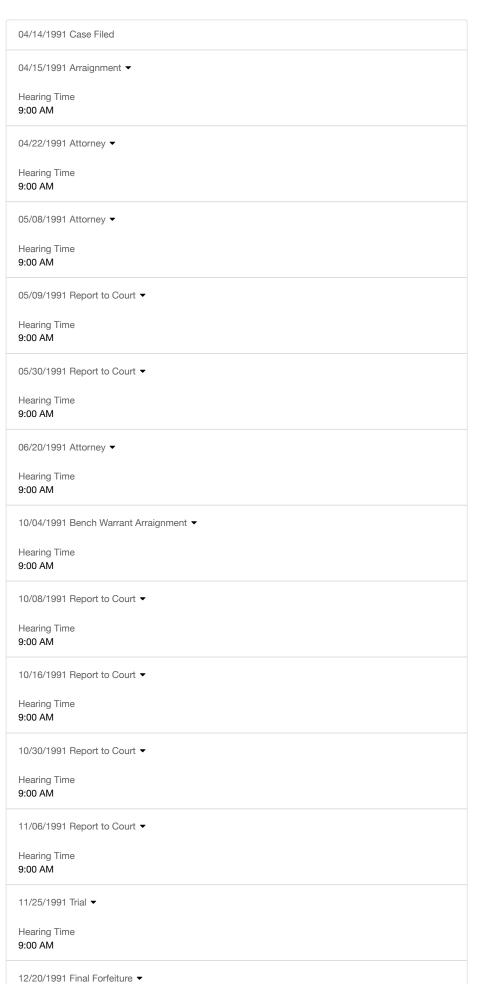
Held to State

11/25/1991 Disposition **▼**

1 THEFT OF PROPERTY \$500 OR LESS

Held to State(Probable Cause Found)

Events and Hearings



Hearing Time 9:00 AM

Financial

No financial information exists for this case.

RECORD OF ARREST		SHELBY COL	UNTY SHERIF	F'S DEPAR	TMENT				
1. Day Date Time Am	2. Location of Arrest	65	cc-7			District		3. Poplying	28061
4 Name Last	WILLIE	J Midd		. Aliases N	ickname		6. Driver's L	icense No. &	State
	Race HT WT	Hair Eye	es Comp.	Scars	8. Occupation	on	Where Emp	loyed	9. Soc. Sec. No.
10. Residence Przescoff		11. 11. 11. 11. 11. 11. 11. 11. 11. 11.	Weapon-Make &	Model	Serial N	lo. of Weapon			Property No.
13. Vehicle Driven by Arrestee	License Number	& State	Disposition	of Vehicle		Accident	Yes No	O Vehicle	I.D. Number
14. Arrested With	15. Indicat	e Bureau Involved	Fu617	ive	16. Offense Re	port No.	100		INO. 150055
18. Complainant's Name GL TVIV	7 Age S	ex Race	Residence Addr				Residence Pho	one	Business Phone
19. Witness	Age S	ex Race	Residence Addi	ess		1	Residence Pho	one	Business Phone
20. Charges and Court Action 91	# 659	1114104					Date Triou	Div.	Disposition
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Investigating Officer S. No.	Investigating Officer	S. No.	Assign	ned	Supervisor App	rov.		i	
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Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

91128061-01 | The State of Tennessee vs WILLIE J HEMPHILL

Case Number 91128061-01 File Date 05/08/1991 Court
Division 7
Case Type
Bench Warrant

Judicial Officer Anderson, William Bill Case Status

Sentenced

Party

State of Tennessee

The State of Tennessee

Race Other

Officer

CHAPELL, RUSSELL L

Defendant HEMPHILL, WILLIE J

DOB 09/10/1971

Race Black

Address 1558 S PRESCOTT MEMPHIS TN 38111-5042

Charge

Charges HEMPHILL, WILLIE J

Description Statute Level Date

	Description	Statute	Level	Date
1	VIOLATION OF PROBATION M	40-35-311	Civil Ordinances	05/08/1991

Bond Settings

Setting Date

5/8/1991

Bond

Bond Type	Bond Number	Bond Amount	Current Bond Status
Surety Bond	10588	\$250.00	Final Forfeiture
Surety Bond	NA52275	\$500.00	Final Forfeiture

Disposition Events

02/24/1992 Plea▼

Judicial Officer Judge, Converted

1 VIOLATION OF PROBATION M

Dismissed

02/24/1992 Disposition ▼

1 VIOLATION OF PROBATION M

Dismissed Without Cost

02/24/1992 Sentenced ▼

1 VIOLATION OF PROBATION M

Sentenced

Events and Hearings

05/08/1991 Case Filed
05/09/1991 Arraignment ▼
Hearing Time 9:00 AM
05/30/1991 Attorney ▼
Hearing Time 9:00 AM
06/20/1991 Attorney ▼
Hearing Time 9:00 AM
10/04/1991 Bench Warrant Arraignment ▼
Hearing Time 9:00 AM
10/08/1991 Report to Court ▼
Hearing Time 9:00 AM
10/16/1991 Report to Court ▼
Hearing Time 9:00 AM
10/30/1991 Report to Court ▼
Hearing Time 9:00 AM
11/06/1991 Report to Court ▼
Hearing Time 9:00 AM
11/25/1991 Preliminary Hearing ▼
Hearing Time 9:00 AM
12/09/1991 Attorney ▼
Hearing Time 9:00 AM
12/20/1991 Final Forfeiture ▼
Hearing Time 9:00 AM

01/07/1992 Bench Wa	rrant Arraignment ▼	
Hearing Time 9:00 AM		
01/21/1992 Attorney •	•	
Hearing Time 9:00 AM		
02/03/1992 Attorney •	•	
Hearing Time 9:00 AM		
02/24/1992 Report to	Court ▼	
Hearing Time 9:00 AM		
06/09/1992 Final Forfe	eiture ▼	
Hearing Time 9:00 AM		

Financial

No financial information exists for this case.

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DATE OFFENSE COMMITTED TIME	☐ A.M.	COURT	<u> </u>	L		
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PROPERTY PLACED IN PROPERTY ROOM						
NAME OF COMPLAINANT		RELATION OF COM	IPLAINANT &	SUSPECT	- IF ANY	n
ADDRESS OF COMPLAINANT	·		·			
WITNESSES NAME. ADDRESS OF COMPLAINANT Policies BEST CO	Depl			BEST PHO	NE	OTHER PHONE
WITNESSES NAME, BEST CO	ONTACT ADDRESS	AGE BEST PHO	NE	OTHER PI	ONE	PARENT OR GUARDIAN?
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2						
NOTE FACTS OF ARREST NOT INCLUDED ABOVE.						
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						• • • • • • • • •
ARRESTEE'S RIGHTS GIVEN BY	DATE	TIME	PLACE			
RESULTS OF INVESTIGATION				· · · · · · · · · · · · · · · · · · ·		NCIC #
ARRESTING OFFICERS.	REPORT MADE BY	<u> </u>		FINAL DISI	POSITIO	N
W-7 Hallower	4.71	Here Evec	, _			

STATE OF MISSISSIPPI MUNICIPAL COURT CITY OF WINONA

PERSONALLY appeared before me, the	undersigned officer of said court, , who stated under oath that did, on or about the
	unlawfully and willfully The store
Winds MS chi	the city limits of VIDIAtion of a city
against the peace and dignity of the st	
City of Winona and within the corporate	AFFIANT
SWORN TO AND SUBSCRIBED BEFORE ME, 19 0 . Defendant may be released on bail w	this the <u>S'</u> day of <u>JULO</u> , apon making bail bond in the amount of
· -	ppearance in court for arraignment on, at 2 p_m. o'clock.
(SEAL)	Municipal Judge, Court Clerk, Deputy Clerk
(3585)	OTEX.
Original - Court Copy - Defendant	

STATE OF MISSISSIPPI MUNICIPAL COURT CITY OF WINONA

	e, the undersigned officer of said court, , who stated under oath that
Willie J. Hemphill	did, on or about the 5th
	199\ , unlawfully and willfully
	Hore Huy 51 South a public
place, in the pre	eserce of two or more
persons within the	e city limits of Winora, MS.
In violation of M	iss. Tode section 97-29-47.
against the peace and dignity of	the state and/or against the ordinances of
City of Winona and within the corp	porate limits of said city.
•	Dol Han
	AFFIANT
SWORN TO AND SUBSCRIBED BEFORE	RE ME, this the Sth day of Jlyly
19_9\	
Defendant may be released on	bail upon making bail bond in the amount o
\$, conditioned	upon appearance in court for arraignment o
the gr day of July	, 199 , at 2ρ m. o'clock.
3	To allow
	Municipal Judge, Court Clerk, Deputy
(SEAL)	Clerk
Original - Court	· · · · · · · · · · · · · · · · · · ·
Copy - Defendant	168A
	•

DISPOSITION SHEET	RETURN			
(See Instructions Below)	то-	·· lilinna P	Vice Deat	
DEFENDANT'S NAME: HEMPHILL BIRST MIDDLE	RACE	SEX AGE	DATE OF BIRTH	
	E NUMBER	WARRANT NUMBER	CAPIAS NUMBER	
CHAF	RGES FILED:	1		
1. public drunk				
2. Spen container				
3.				
PROSECUTOR: Deity Attorney County Attorney District A	ttorney	CAUSE NUMBER: 9107	-0631 - 0632	
PLEA: Nolo Contendere Not Guilty Guilty	NAME OF	SENTENCED	IN:	
TRIAL RESULT: Not Guilty Guilty Dismissed	i	AGISTRATE) DOTOLO	Benc	
CHARGES: ☑ SAME A	S ABOVE I	REDUCED TO:		
1.				
2.				
3. DISPOSITION(s) (If more than one, indicate for which charge.)				
□ NO BILLED	\$	Fine and \$	Costs	
☐ CASE PRESENTED - PROSECUTION REFUSED		Day(s) County Jail and	\$ & Costs	
☐ DISMISSED AT TIME OF EXAMINING TRIAL		Month(s) County Jail &	\$& Costs	
☐ DISMISSED BY STATE'S MOTION		Month(s) Probation	•	
SENTENCED TOYEARS IN (NAME OF	Year(s) Probation			
INSTITUTION) AND / OR \$FINE		Month(s) Probation & \$.	& Costs	
CONCURRENT WITH OTHER		Month(s) and Sentence S	buspended	
CONSECUTIVE WITH OTHER		Year(s) and Sentence Su	ıspended	
REMARKS: Quelty				
DISPOSITION DATE: SIGNATURE OF I	PERSON WRITIN	g disposition		
INS	TRUCTIONS	1		
REASON FOR THIS FORM: The U.S. Supreme Court has ruled that un must be DELETED from the Subject's record and transcript.	less a dispositio	n is shown for an arrest and for	the charge, then that arrest	
OFFICER who files charges and prepares the necessary follow up report upper portion is ESSENTIAL. It MUST be completed in detail.	will PREPARE	A DISPOSITION SHEET. The i	nformation requested in the	
OFFICER delivering the Offense Report and any Supplement Reports to included with the reports.	the Prosecutor w	ill make certain that a complete	d Disposition Sheet is	
PROSECUTOR, for REASONS stated in paragraph one, is URGED to con	plete their portio	on of the form immediately after	Court Disposition.	

STATE OF MISSISSIPPI MUNICIPAL COURT CITY OF WINONA

PERSONALLY app	eared before me, t	he undersigne	d officer of said court,	
Nora	Dun		who stated under oath th	ıat
Chuste	25) Willie Jam	es Kenphill	did, on or about the $\frac{20}{3}$	*
July 10, yet	, 194	unlawful	ly and willfully	
white and	the premises	of Jr	Food Mart	
a business members, of	engaged in	business.	transactions with	ナー
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merations by	takina 2	odck ack	of nacho chips	
The the	chip tack		enina iti and	
Jeavina baa	on cheese	counter	without paliba	
	at intersection	A11	3 Summit	
who who	City limits		Winas MS.	
The William	SIM CLA	Cide.	Section 97-35-5	
- VIOLA III			30011	 .
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		· · · · · · · · · · · · · · · · · · ·		
City of Winona and	within the corpora	Non	D D Mm	of
	SUBSCRIBED BEFORE M	is, this the Q	day of	—'
19			toll band in the amount	- 4
Defendant may		•	bail bond in the amount	
\$			in court for arraignment	Or
the 3 th day of	$\frac{\mathcal{I}_{\text{M}}}{\mathcal{I}_{\text{M}}}$	$\frac{9}{1}$, at $\frac{3}{1}$	_m. o'clock.	
	1	Wie	rise Hear	
			Judge Court Clerk, Deputy	
(SEAL)	1	Clerk		
	/No.			
Original Court	,	AA.	* * * * * * * * * * * * * * * * * * *	
Original - Court Copy - Defendant		amilly		,
· ·	. 8		Work program	,

DISPOSITION SHEET (See Instructions Below) RETURN TO Whoma Police Deat.						
		TO COUNT !	ould Nept.			
DEFENDANT'S NAME: LAST FIRST MIDDLE	RACE	SEX AGE	DATE OF BIRTH			
ARREST FILE NUMBER OFFENSE DATE OFFENSE N	NUMBER	WARRANT NUMBER	CAPIAS NUMBER			
CHARGE	S FILED:					
1. dis orderly conduct						
2.		1 2				
3.						
PROSECUTOR: City Attorney County Attorney District Attorney	ney	CAUSE NUMBER: 9/07	1-0686			
PLEA: Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed	NAME OF C	SENTENCED	IN:			
	JUDGE (MA	AGISTRATE) AZRYILLIVO	.DUU			
CHARGES: SAME AS A	BOVE R	REDUCED TO:				
1.						
2.	·					
3						
DISPOSITION(s) (If more than one, indicate for which charge.)						
□ NO BILLED	\$	Fine and \$	Costs			
☐ CASE PRESENTED — PROSECUTION REFUSED	J	Day(s) County Jail and	\$ & Costs			
☐ DISMISSED AT TIME OF EXAMINING TRIAL	l	Month(s) County Jail &	\$& Costs			
☐ DISMISSED BY STATE'S MOTION	!	Month(s) Probation	*			
SENTENCED TOYEARS IN (NAME OF		Year(s) Probation				
INSTITUTION) AND / OR \$FINE	1	Month(s) Probation & \$	& Costs			
☐ CONCURRENT WITH OTHER	1	Month(s) and Sentence S	Suspended			
CONSECUTIVE WITH OTHER	· · · · · · · · · · · · · · · · · · ·	Year(s) and Sentence Su	spended			
REMARKS: Work program						
DISPOSITION DATE: SIGNATURE OF PER	RSON WRITING	G DISPOSITION				
07-30-91	Blay 1	ye .				
	UCTIONS					
REASON FOR THIS FORM: The U.S. Supreme Court has ruled that unless must be DELETED from the Subject's record and transcript.	s a disposition	n is shown for an arrest and for	the charge, then that arrest			
OFFICER who files charges and prepares the necessary follow up report wi upper portion is ESSENTIAL. It MUST be completed in detail.	II PREPARE /	A DISPOSITION SHEET. The i	nformation requested in the			
OFFICER delivering the Offense Report and any Supplement Reports to the included with the reports.	Prosecutor wi	II make certain that a complete	d Disposition Sheet is			

PROSECUTOR, for REASONS stated in paragraph one, Is URGED to complete their portion of the form immediately after Court Disposition.

Winona Police Department City of Winona, Mississippi 38967

ARREST REPORT

				P	hone (60	1) 283-	1121					
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NAME OF PERS			, .				ALIAS OR	NICKNAME(1		Z Z	
ADDRESS OF	SUSPECT	7.1	IMPHI	144			OCCUPATI	ION	TIME 3	□ АМ	MB PR	
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NAME OF COM	PLAINANT	Τ				RELAT	ION OF COM	PLAINANT &	SUSPECT	- IF ANY	13	
ADDRESS OF C	OMPLAIN	NANT				<u> </u>			BEST PHO	ONE	ОТН	ER PHONE
WITNESSES NA	ME.		BEST	CONTACT ADD	RESS	AGE	BEST PHON	E	OTHER P	HONE	PARE	NT OR GUARDIAN?
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ARRESTEE'S RI	GHTS GIV	VEN BY		DA	TE	TII	ME	PLACE				
RESULTS OF I	VESTICA	TION				·					NCIC #	
	TESTIGA										14010 #	
ARRESTING OF	FICERS			REPORT MA	ADE BY				FINAL DIS	POSITIO	N	

STATE OF MISSISSIPPI MUNICIPAL COURT DITY OF LINONA

PERSONALLY appeared h		•	•
	MP 4111	did, on	or about the 3/2
AT Piggly-Wiggly A P	vblic place 1	w the Picsence	e of Two (2)
Or More Persons, With	Hiw the cit	- V limits of 11	NINONA. MISSISSIODI
Elizabeth (MA) Hold who stated under oath the Willic J. Hemphill did, on or about the 31-day of Avant 1991, unlawfully and willfully Atunk At Piggly-Wiggly A Public place IN the Plescure of Two (2) Of More Persons, Within the City limits of Winner, Mississip IN Violation, of Mississippi Code (97-29-47). against the peace and dignity of the state and/or against the ordinances of the state and or against the Avant Appliant Sworn to and subscribed before ME, this the 31-day of Avant 1991.	11		

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			,
			
· .			
			•
against the peace and di	gnity of the sta	te and/or against	the ordinances of
		'	·
arey or writing and wretten			
,		Ja Vansk	·
	-	() AFE	TANT
SWORN TO AND SUBSCRI	BED BEFORE ME, t	this the 31^{31} day	or Avaust.
<u> </u>			
Defendant may be rel	oned on bail ur	on making hail be	and in the amount of
	•	•	•.
	• • •		for arraignment on
the 3th day of Septem	<u>uber</u> , 19 <u>91</u>	rat 2 pm. o'clo	ock.
. <i>1</i>			0
	· v	Zaw	Kay
(CEAL)		iunicipal Judge,Co <u>Llerk</u>	burt Clerk, Deputy
(SEAL)	. .	e4C-	• •

Original - Court Topy - Defendant

168A

STATE OF MISSISSIPPI MUNICIPAL COURT TITY OF WINONA

PERSONALLY appeared			•	•
Willie J. Hemphi	• •	***	did, on or ab	nout the 3/5
ay of August			lly and willfu	
Concealed in whole				_
	19/x, Within			Winava,
	tion of mi			
Will Stigster Com	TIME OF MA	susuppi.		
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gainst the peace and di	gnity of the	state and/	or against the	ordinances of
ity of Winona and within	and the second s			
•	4.1	<u></u>		
	•	03) a sfor	vv.
				August.
SWORN TO AND SUBSCRI	IBED BEFORE ME	' cuis cue	3/_day or _	1109031
9 <u>91</u> .				- 44
Defendant may be rel				
			e in court for	arraignment o
the 3H day of Septem	mber, 19	$\frac{1}{2}$, at $\frac{2}{2}$	h.w. o.clock.	
	· .	~	Lawy Ray	•
	·	Municipa	1 Judge Coyrt	Clerk, Deputy
(SEAL)		Clerk		• •
		• •		
				g110** \$1
original - Court	141		•	

STATE OF MISSISSIPPI MUNICIPAL COURT DITY OF VINONA

PERSONALLY appeared before me, t	he undersigned officer of said court, , who stated under oath that
Willie J. Hemphill	did, on or about the 3/-st
	7/, unlawfully and willfully
bodily winy To Ellett Chulder	
	+ Piggly Wiggly WithIN the City
limits of WINDNA, mississippi-	
(97-3-7)(1)(1).	
	state and/or against the ordinances of
city of Winona and within the corpora	ite limits of said city.
	Mark / I make the same of the
	AFFIANT
SWORN TO AND SUBSCRIBED BEFORE	ME, this the 31 ST day of Avgust
199/	
	il upon making bail bond in the amount of
	on appearance in court for arraignment on
	9 <u>9/</u> , at <u>2 p</u> m. o'clock.
Je se	ρ
	Municipal Judge Court Clerk Deputy
(SEAL)	Municipal Judge, Court Clerk Deputy
(0505)	
	The state of the s
Original - Court Oppy - Defendant 130	

STATE OF MISSISSIPPI MUNICIPAL COURT CITY OF VINONA

Original - Court Copy - Defendant

PERSONALLY appeared befo	re me, the undersigned officer of said court,
Filett Chulder	who stated under oath that did, on or about the $31-57$
Willie J. Hemphil	did, on or about the $31-57$
ay of Avaust	, 199/, unlawfully and willfully The
POSSESSION OF TWO(2) P	MKS of Kool Cignrettes, NAIved AT \$4.0
held by AND offered or	displayed for SAIE by Piggly Wiggly, A
Store With the intent	ion and Purpose of converting such
Merchandisc To his o	run use without paring the merchant
Stated Price therefor W	within the City limits of WINONA.
Unississippl- IN Violation	of mississippi code. 97-23-93.
:	
-:	
igainst the peace and digni	ty of the state and/or against the ordinances of e corporate limits of said city.
	flett auly
	AFFIANT
SWORN TO AND SUBSCRIBED	BEFORE ME, this the 3/st day of August
19 9 <u>L</u>	
Defendant may be releas	sed on bail upon making bail bond in the amount o
157.50 , condit	ioned upon appearance in court for arraignment o
the 3th day of September	2/ 1991 , at 2pm. o'clock.
che 5 day of	\mathcal{D}
	Municipal Judge Court Clerk, Deputy
(CEAL)	Clerk
(SEAL)	
	and the control of th

STATE OF MISSISSIPPI MUNICIPAL COURT DITY OF VINONA 9109-0740

announced to the surface of and accept
PERSONALLY appeared before me, the undersigned officer of said court,
Elett Childer , who stated under oath that
Willie J. Hemphill did, on or about the 3/51
day of Avgust, 1991, unlawfully and willfully Avg
Maliciously destroy five (5) boxes of Quaker oats valued at
\$2.73 eAch, Eight (8) TATS OF 1602. BAMA (Trape Telly, VALUED AT
\$1.39 each, Three (3) 1602. BAMA Apple. Butter, Valued At \$1.69
CACH. TWO (2) 3202, KrAft GrADE Jelly VALUED AT \$2.75 CACH.
Seven (7) 4003. Blackburn syrup valued at \$3.15 each, one (1)
32 03 BAMA STrawberry Picserves Valued AT \$2.25 CACh. ONE (1)
BAMA 4002, Apple butter Valued At \$3,09 EACH; TOTAL UALUE
\$63,23. The property of Piggly Wiggly. A STore Within the
City limits of winova. mississippi In Violation of mississippi
Code (97-17-17)
CUC1-111-61/
against the peace and dignity of the state and/or against the ordinances of
III, of Winona and within the corporate limits of said city.
Marie 1
AFIANT
SWORN TO AND SUBSCRIBED BEFORE ME, this the 31 st day of Aquit
$19\overline{9}$.
Defendant may be released on bail upon making bail bond in the amount of 157 50+\$63.03 restriction. conditioned upon appearance in court for arraignment or
the 3th day of September , 1991, at 2 pm. o'clock.
Laux Ray
Municipal Judge, Court Clerk, Deputy
(SEAL)
1 4
Original - Court /62 Copy - Defendant : 17/C 63.03
Topy - Defendant . 17/C 63.03

DISPOSITION SHEET (See Instructions Below)	RETUR TO···		Disco Dod
ARREST FILE NUMBER OFFENSE DATE OFFENSE N	RACE B IUMBER	SEX AGE WARRANT NUMBER	DATE OF BIRTH 9-10-7 CAPIAS NUMBER
9-31-91 CHARGE	S FILED:		
		Labia D	
		mischief	
2. Ancested weapon 5) Sim	iple Hasi	4/	
3. public drunk	1		
PROSECUTOR: City Attorney County Attorney District Attor	ney (AUSE NUMBER: 9 109	- 6736-0737 - 6738 673
PLEA: Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed	NAME OF COU	RT:SENTENCE	D IN:
CHARGES: ☑SAME AS A	BOVE RED	UCED TO:	
1.			
2.			
3.			
DISPOSITION(s) (If more than one, indicate for which charge.)			
□ NO BILLED	\$ Fi	ne and \$	Costs
☐ CASE PRESENTED — PROSECUTION REFUSED	Da	y(s) County Jail and	d \$ & Costs
☐ DISMISSED AT TIME OF EXAMINING TRIAL	Mo	nth(s) County Jail &	&\$& Costs
☐ DISMISSED BY STATE'S MOTION	Mo	nth(s) Probation	
SENTENCED TOYEARS IN (NAME OF INSTITUTION)	Ye	ar(s) Probation	
AND / OR \$FINE	Mo	nth(s) Probation &	\$ & Costs
☐ CONCURRENT WITH OTHER	Mo	nth(s) and Sentence	Suspended
CONSECUTIVE WITH OTHER REMARKS: Quitty on all Charge	Ye	ar(s) and Sentence	Suspended
DISPOSITION DATE: SIGNATURE OF PE	·	SPOSITION	ALAILOCH USUS
09-03-91		ylock	
INSTRUCTION OF THIS FORM: The U.S. Supreme Court has ruled that unless must be DELETED from the Subject's record and transcript.	UCTIONS s a disposition is	Shown for an arrest and f	or the charge, then that arrest
OFFICER who files charges and prepares the necessary follow up report wind upper portion is ESSENTIAL. It MUST be completed in detail.			
OFFICER delivering the Offense Report and any Supplement Reports to the included with the reports.	Prosecutor will	make certain that a comple	eted Disposition Sheet is
PROSECUTOR, for REASONS stated in paragraph one, is URGED to comple	ete their portion o	the form immediately aft	er Court Disposition.

STATE OF MISSISSIPPI ABSTRACT OF COURT RECORD

WINONA, MUNICIPAL COURT

109 Liberty street
WINONA, MS. 38967
PHONE NO. 601-283-1121

1 101210.0015.200-4121
COUNTY MONTGOMERY . AGENCY CODE 4903
TICKET NO.
DEFENDANT
NAME Willie J. Hemphill RACE Black SEX Male dan
ADDRESS Branch Street
CITY Winona STATE MS. ZIP CODE 38967
VEHICLE INFORMATION :
REGISTRATION (TAG) NOSTATEYEAR
VEHICLE MODEL YEAR MAKETYPE
VIOLATION OF 1.AL 14 /A-1
CHARGED WITH: Shaplifting - 1st Piggly Wiggly SPEED_ZONE_
DATE OF VIOLATION: 08 314 COURT DATE 09-03-91 HWY, OR STREET
CHARGES WERE FILED BY: Ellest Caulder BADGE NO.
DEFENDANT ENTERED A PLEA OF: quitty
JUDGEMENT OF COURT: guelty
BY JUDGE: Donald Gone
REMARKS BY COURT: Subj. ded not sign Waiver
REMARKS BY COURT: Dury, and not sugn water
DEFENDANT WAS FINEDS PLUS ASSEMENTS OF \$
SENTENCED TO: pay fine or work program
BAIL FORFEITED ()
FINE PAID ()
I CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF MY COURT RECORD AS RECORDED IN:
DOCKET 9109 - 0739 PAGE
CASE
SIGNED Donnie Blaylock TITLE Court (lerk)
SIGNED D'Annie Blaylock TITLE Court Clerk

RECORD OF ARREST		MEM	PHIS POLICE DEPARTMENT			
THUSDAY GIONS 0540	2. Location of Arrest	PRESCO	Control 1	Section	3. Glocking	76865
4. Name Last HEMPHIL	First (N)1211 E	Middle	5. Alläses-Nickname	8. Dri	ver's License No.	5 State
7. Date of Birth Age Sex 10 - 71 80 111	B 56 /6	T Hair	Eyes Comp. Scars 8. Occupation	Where	Employed	9. Soc/Sec. a. CERT
10. Residence Street 10.55 5 - P.R.F.	scort	late 11.		Weapon	12. Prope	rty Receipt of .
13. Vehicle Driven by Arrestee	License Numi	i adul i alay	Disposition of Vehicle Accident Involved	day 1. J		Vehicle Lin Stumber
14. Arrested With	1	1.S.D. Section im	106	•		J. B. S. No. S. EEBI
8. Complainant's Name GEN SESS	Age Se		Residence Address	1	nce Phone	Business Phone
Winess	Age Se	Race	Residence Address		ice Phone	Business Phone
Charges and Court Action		D 10.	A! 4-20-91	Date	Hour Div.	Disposition
Bu Cs 91171037		BU	JC591171036			
VIOL. PROR 40-21	. 10 6	7	EFT of Page 500 Less 39-14-1	037		
Arresting Officer Arresting Officer Arresting Officer Arresting Officer	Arresting Officer	3	Emp. Car No. Transported by:			COPY
rysideating United	Investigating Officer		Employ Assigned Supervisor Approv.	FEE	<u>0 9 20</u>	18 N ()
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Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

91276055-01 | The State of Tennessee vs WILLIE HEMPHILL

Case Number

Court

91276055-01

General Sessions

File Date 10/03/1991 Case Type Bench Warrant Case Status Disposed

Party

State of Tennessee

The State of Tennessee

Race

Other

Officer

MPD TRANSFER OFFICER, Unknown

Address

2054 GAYLE

MEMPHIS TN 38127

Defendant

HEMPHILL, WILLIE

DOB

09/10/1971

Race

Black

Address 1558 S PRESCOTT

MEMPHIS TN 38111-5042

Charge

Charges HEMPHILL, WILLIE

	Description	Statute	Level	Date
1	Unknown Conversion Offense	Unknown	Conversion	10/03/1991

Events and Hearings

10/03/1991 Case Filed

Financial

No financial information exists for this case.

1,9

(

1 Day Date 12 Time 00 2. Lo	cation of A	rrest W	T				District		3	788 V	006051
4. Name Hemphill	First		MI	ddle	5. Aliases	Nickname		6. Dri		nse No. &	The second secon
7. Date of B rth Age Sex Race 9-10-71 20 M B	HT,	WT T	Hair I	BRO DRK	Scars	8. 0	Decupation	When	e Employ	ed	9 Snc Sec Mg
10. Residence Street 1558 Pre Scott	City	State		. Weapon Make		100	Serial No of Weapo	n	1	2. M.P.D.	Property No.
	License Nu	mber & St	ate	Disposit	ion of Vehicle		Accident		Yes I	Vehicle	I.D. Number
14. Arrested With	15. In	dicate Bui	reau Involv	ed Fug.		16. 0	Ifense Report No.		15-71-4-4	priff's R &	I No.
18. Complainant's Name OS. Di V D 7	Age	Sex	Race	Residence A	ddress	-	100	Residen	nce Phone		Basiness Phone
Witness Us V U V	Age	Sex	Race	Residence A	ddress			Reside	nce Phone		Business Phone
20. Charges and Court Action	-	1	04			211011		Date	Hour	Div.	Disposition
RA 12-9-91		47					8	11	CO	0710	anl l
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Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

92006051-01 | The State of Tennessee vs WILLIE HEMPHILL

Case Number 92006051-01

Court General Sessions

File Date 01/06/1992

Case Type Bench Warrant Case Status Disposed

Party

State of Tennessee

The State of Tennessee

Race Other

Officer

WRIGHT, DONALD S

Defendant

HEMPHILL, WILLIE

DOB

09/10/1971

Race Black

Address

1558 S PRESCOTT

MEMPHIS TN 38111-5042

Charge

Charges

HEMPHILL, WILLIE

Description Statute Level Date

	Description	Statute	Level	Date
1	Unknown Conversion Offense	Unknown	Conversion	01/06/1992

Events and Hearings

01/06/1992 Case Filed

Financial

No financial information exists for this case.

RECORD OF ARREST	MEMPHIS POLICE DEPARTMENT		1500	38
1. Pay Date Time WED 5/27/92 1852	2. Location of Arrest 4015 Arrest Way (KEDBER) 327	EAST		4 809xx
4. Name Lasi HEMOHICL	First, Middle 5. Allages-Nickname 5. Allages-Nickname	8.	Driver's License No. &	State
7. Date of Birth Age Sex 9-10-71 20 M	Race : HI WT Hair Eyes Comp. Scars 8. Occupation	Wh	here Employed	9. Soc. 19 c. N
0. Residence Street Street 1568 S. Presco		No. of Weapon	12. Propert	TV Receipt No. CER
I. Vehicle Driven by Arrestee	Licefise Number & State Disposition of Vehicle A	ccident	Yes 🗆	Vehicle I.D. tumber
f. Arrested With	15. Indicate (.S.D. Section Involved. 18. Offense Re	nvolv e d épart No.	No D. I 17. Sherif	II's R & I No.
). Compleinant's Name	Age Sex Race Residence Address	Resi	ildence Phone	Business Prom B
Winess	Age Sax Race Residence Address	Resi	idence Phone	Business Phone
Charges and Court Action		Date	: Hour E Div.	* Disposition
Charges Sitt Court Action		Vale	nual 1977	Pagozition
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TRANSPORTED TO THE CSC SO THE OFFENSE WOULD NOT CONTINUE, THE POSTOL AND 4 LIVE ROUNDS WERE TABBED AT THE PROPERTY ROOM RECEIPT#



FEB 0 9 2018

DATE

COPY W

Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

92148098-01 | The State of Tennessee vs WILLIE J HEMPHILL

Case Number 92148098-01 File Date 05/27/1992

Court
Division 8
Case Type
Bench Warrant

Judicial Officer Dwyer, Tim Case Status Sentenced

Party

State of Tennessee

The State of Tennessee

Race Other

Officer

MPD TRANSFER OFFICER, Unknown

Address 2054 GAYLE MEMPHIS TN 38127

Defendant

HEMPHILL, WILLIE J

DOB 09/10/1971

Race Black

Address

1558 S PRESCOTT MEMPHIS TN 38111-5042

Charge

Charges HEMPHILL, WILLIE J

	Description	Statute	Level	Date
1	UNLAWFUL POSS WEAPON-PUBLIC PLACE	39-17-1307	Misdemeanor A	05/27/1992
2	CRIMINAL TRESPASS	39-14-405	Misdemeanor C	05/27/1992

Bond Settings

Setting Date

10/19/1993

Disposition Events

11/02/1993 Plea▼

Judicial Officer Judge, Converted

UNLAWFUL POSS WEAPON-PUBLIC PLACE

Not Guilty

11/02/1993 Plea▼

Judicial Officer Judge, Converted

2 CRIMINAL TRESPASS

Not Guilty

11/02/1993 Disposition **▼**

1 UNLAWFUL POSS WEAPON-PUBLIC PLACE

Found Guilty, Guilty Plea

11/02/1993 Disposition ▼

2 CRIMINAL TRESPASS

Nolle Prosequi no Court Costs

11/02/1993 Sentenced ▼

1 UNLAWFUL POSS WEAPON-PUBLIC PLACE

Sentenced

Condition - Adult

1. Conversion, CONFINEMENT: 0 Month(s) 60 Day(s) CREDIT: 0 Month(s) 17 Day(s) 0 Hour(s),
11/02/1993, Active 11/02/1993

11/02/1993 Sentenced ▼

2 CRIMINAL TRESPASS Sentenced

Events and Hearings

05	/27/1992 Case Filed
05	/29/1992 Arraignment ▼
	earing Time DO AM
06	/30/1992 Attorney ▼
	earing Time DO AM
07	/28/1992 Attorney ▼
	earing Time 00 AM
08	/26/1992 Report to Court ▼
	earing Time 00 AM
08	/26/1992 Bench Warrant
10	/20/1993 Bench Warrant Arraignment ▼
	earing Time DO AM
10	/22/1993 Attorney ▼
	earing Time DO AM
11	/02/1993 Report to Court ▼
	earing Time DO AM
11	/02/1993 Amended post Jgmt Mittimus
11	/02/1993 Sheriff's DP Fee

11/02/1993 Resets
11/02/1993 Post Judgement Court Orders
11/02/1993 Base Rate Clerk
03/04/1994 Letter for Default Payments
04/14/1994 Letter for Default Payments
03/11/1996 Enter Collection Agency 05 HDC
04/01/1999 Cancel Collection Agency 05
10/20/1999 Enter Collection Agency 07 MCC
11/03/2003 Uncollectable (10 years old)
05/09/2007 Cancel Collection Agency 07

Financial

9/21/1997

HEMPHILL, WILLIE J

Total Financia Total Payment	\$194.50 \$0.00	
3/11/1996	Transaction Assessment	\$151.00
4/7/1996	Transaction Assessment	\$28.50

\$15.00

Transaction Assessment

Document obtained by APM Reports from the Montgomery County storage facility at the former U.S. Corrulite plant in Winona, MS.

PRISONER'S JAIL RECORD

D. NO.	1				No.	
NAME Willie	J. Hong	so so	CIAL SE	CURITY NO.	121092	TIME A.M
1012 ACHO	lemy 5+		0	CCUPATION		WARRANT#
ALIAS OR NICKNAME	1	SCAR	OR MAI	RKS		Same Section
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OFFENSE Shop	1. Ftes		5	TATUS		
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HOW RELEASED	DATE	TIME		RELEASING	OFFICER	
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REMARKS:						
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TATE OF MISSISSIPPI UNICIPAL COURT

ORIGINAL -- Court

PERSONALLY	appeared before me,	*the undersig	ned officer of	said court, Tip
Flowa	rd Alexander		, who stated u	nder oath that
<u>willie</u>	J. Hemphill		did;on or ab	out the 10-14
ay of <u>Decem</u>	ber , 19,9.	2, unlawfull	ly and Willfully	- TAKE
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the Burchase	. Price Within	the City	limits of	WINOVA,
Mississippi.	IN DiolAtion	of Mississi	ippi Code (9	7-23-45).
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		· Very and	Marie Carlos	>4004
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he CITY OF WINO	NA and within the c	orporate limi	its of said city	•
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SWORN TO A	ND SUBSCRIBED BEFOR	E ME. this th	he 10th day of	December
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	may be released on	hadligunan mak	eina heil ^e hand i	n the amount of
1				
the 15th day			t 2 PM. 0'c1	•
the <u>13</u> day	or <u>December</u>	. 17 <u>-12 </u>		our.
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		Mun	icipal Judge, Cou	rt/Clerk, Deputy
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	113		Carrie	•
	110	43	•••	•

STATE OF MISSISSIPPI ABSTRACT OF COURT RECORD

WINONA. MUNICIPAL COURT

109. Liberty street
WINONA, MS. 38967
PHONE NO. 601-, 283- 1121

Montgomery PHONE NO. 601=

SIGN

AGENCY CODE 4903
TICKET NO.
DATE OF BIRTH 09-10-71
RACE black SEX Male -
1/2
MS. ZIP CODE 38967
STATE YEAR
TYPE
* BAC
Kellys SPEED ZONE
15-92 HWY. OR STREET
ander BADGE NO.
and the second second second
a warren al attacherie
a was so by and so
PLUS ASSEMENTS OF \$
work program
APPEALED ()
CATED TO STANK OF STANK
Y COURT RECORD AS RECORDED IN:
The rate of Thinky and the persons
1 00 0
_ TITLE _ Court Clerk
_ 11100

Wille J. Honghui

THE STATE OF MISSISSIPPI MUNICIPAL COURT CITY OF WINONA

WAIVER OF ATTORNEY

CIT	Y OF WINONA
1.	You are charged with Shopleffing
2	You are not required to have an attorney but you may have an attorned
	if you desire one. If you cannot afford to hire your own attorney
	attorney will be appointed for you.
3.	Do you waive your right to have an attorney?
	YesNo
4.	Can you afford to hire your own attorney?
	YesNo /
5.	If you do not wish to have an attorney, do you understand that if you
	plead guilty or if you are found guilty of this charge, this convict
	may be used against you later on all subsequent cases?
	Yes V No
6.	Do you understand that on later charges, if any, you may receive jain
	time based on this conviction?
	YesNo
7.	I understand that I have a right to be represented by an attorney ar
	acknowledge that this right has been explained to me.
	Willie Hushill
	Defendant
	9212-1537
	Case Number 12-29-92
Doe	

STATE OF MISSISSIPPI MUNICIPAL COURT CITY OF WINONA

	:	1	A ST ST		: t _e ,
PERSONALLY	, appeared befor	e me, the un	dersigned offi	cer of said co	urt,
allan 31	allace			tated under oa	th that
Fillies Fla	emphill	• •		n or about the	
day of anu	ary,		•	11fully Wt	hout
authoditu	of law re	main on	the pron	rises of	
Brinona P	iblic School	1 Knox ay	m alter y	paving be	en
asked to l	care, the i	nomisob 6	2) two tu	nes by 7	the.
principal	of Brinona	v High Sc	hool coach	alan Blas	lace
on 3fest L	buell durin	g a high	r school b	all game.	Shithen
the city !	limits of 3	Finona y	Mississippi	. In vior	ation
of Missis	sippi code	(97-17-97	7)		
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against the pea	ce and dignity	of the state	and / or agai	nst the ordina	nces of
the CITY OF WIN	ONA and within	the corporate	e limits of sa	id city.	
:					
	•	!	Alan	Cellelay	,
	; 	·	20.1	AFFIANT	
	AND SUBSCRIBED	BEFORE ME, th	nis the <u>ANA</u>	day of MMM	ry
19 <u>93</u> .			:		O
Defendant	may be released	d on bail upo	on making bail	bond in the a	mount of
\$	·/ ·I		ce in court fo	r arraignment	on
the Joth day	of January	<u>1</u> , 19 <u>95</u>	3, at 2:00p	M. o'clock.	
			(1/2	Λ	
			Deverly -	Lownsend	
			Municipa// Ju Clerk	age,Court Cler	k, Deputy
· /am.	иi	L	ne 50		
(SEAL)	1/14	F	1570		~
AD747111	Λ.	1			10
ORIGINALCou		/ Work	& program		}

DISPOSITION SHEET (See Instructions Below)	RETU TO:	IRN Stinona Por	lice Dept.			
DEFENDANT'S NAMEY LAST - FIRST MIDDLE	RACE	SEX AGE	DATE OF BIRTH			
ARREST FILE NUMBER OFFENSE DATE OFFENSE	NUMBER	WARRANT NUMBER	CAPIAS NUMBER			
	ES FILED:					
1. Trespossing						
3						
2.		4				
3.		- 2				
PROSECUTOR: City Attorney County Attorney District Atto	rney	CAUSE NUMBER: 930	11-1590			
PLEA: Nolo Contendere Not Guilty Guilty	NAME OF C	COURT: SUMONO G	tra Court			
TRIAL RESULT: Not Guilty Guilty Dismissed		AGISTRATE) A. 31.	Sond			
CHARGES: SAME AS A		REDUCED TO:				
,						
1.						
2.						
3.						
DISPOSITION(s) (If more than one, indicate for which charge.)		***************************************	The state of the s			
□ NO BILLED	\$	Fine and \$	Costs			
☐ CASE PRESENTED — PROSECUTION REFUSED	J	Day(s) County Jail and S	& Costs			
DISMISSED AT TIME OF EXAMINING TRIAL		Month(s) County Jail &\$	& Costs			
DISMISSED BY STATE'S MOTION		Month(s) Probation				
SENTENCED TOYEARS IN (NAME OF		Year(s) Probation				
INSTITUTION) AND / OR sFINE	1	Month(s) Probation & \$_	& Costs			
CONCURRENT WITH OTHER	1	Month(s) and Sentence S	uspended			
CONSECUTIVE WITH OTHER	,	Year(s) and Sentence Su	spended			
REMARKS: guilty						
DISPOSITION DATE: SIGNATURE OF PERSON WRITING DISPOSITION 06-22-93 SIGNATURE OF PERSON WRITING DISPOSITION						
	OCTIONS					
REASON FOR THIS FORM: The U.S. Supreme Court has ruled that unles must be DELETED from the Subject's record and transcript.	s a disposition	is shown for an arrest and for t	he charge, then that arrest			
OFFICER who files charges and prepares the necessary follow up report w	ill PREPARE	A DISPOSITION SHEET. The in	formation requested in the			

OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is included with the reports.

upper portion is ESSENTIAL. It MUST be completed in detail.

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

Document obtained by APM Reports from the Montgomery County storage facility at the former U.S. Corrulite plant in Winona, MS.

P.196 L.9	PRISONE	R'S JAII	RECORD	U	vest
ID. NO.				No.	
NAME W,///e /7	lenghilL	SOCIAL	SECURITY NO.	6209	3 16.30 M
ADDRESS	11.	ne	OCCUPATION		WARRANT#
ALIAS OR NICKNAME		SCARS OR	MARKS		
DATE OF BIRTH PLA	CE OF BIRTH	ARR	ESTING OFFICER	- W	1-99
AGE RACE 11	13 HAIR 1/1	15 "	85 140		JON H
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REMARKS;					
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	1/3.5	8	C agen	of at	Conf

TATE OF MISSISSIPPI IUNICIPAL COURT CITY OF WINONA

ORIGINAL--Court COPY -- Defendant

PERSONALLY appeared before me, the undersigned officer of said court
, who stated under oath that
Willie Hemphill did, on or about the 2157
day of (lunch 1993, unlawfully and willfully
Marke Moore Country to Marke Moore
but striking that there a list on the
blead on lade St. withlen the city
Vindo of Wirena MS. In molated
DL Min (all Section 97-3-7010)
::
••
assault, Simple
against the peace and dignity of the state and / or against the ordinances of
the CITY OF WINONA and within the corporate limits of said city.
DAME OF SHAME
AFFIANTO
SWORN TO AND SUBSCRIBED BEFORE ME, this the 21 day of 1000
,19 <u>43</u> .
Defendant may be released on bail upon making bail bond in the amount of
\$, conditioned upon appearance in court for arraignment as
the 20 day of worth, 1993, at 20 PM. o'clock.
, 20 <u>2.89 1</u> M. 6 e18ek.
Produce and and
Municipal Judge, Court Clerk, Deput
Clerk Clerk
(SEAL)
12D - 71t.
ORIGINALCourt /30 guilty

DISPOSITION SHEET (See Instructions Below)	RETU TO:					
DEFENDANT'S NAME: LAST FIRST MIDDLE	RACE	SEX AGE	DATE OF BIRTH			
ARREST FILE NUMBER OFFENSE DATE OFFENSE	NUMBER	WARRANT NUMBER	CAPIAS NUMBER			
CHAR	GES FILED:					
1. Simple assault						
2.	· · · · · · · · · · · · · · · · · · ·					
3.		(96)				
PROSECUTOR: City Attorney County Attorney District Att	orney	CAUSE NUMBER: 9308	1-2007			
PLEA: Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed	NAME OF O	COURT: CITY BY	-			
OUADOEC. TAME AS	ADOUT TO		•			
CHARGES: ☐SAME AS	ABOVE	REDUCED TO:				
1.,						
2.						
3.						
DISPOSITION(s) (If more than one, indicate for which charge.)		Personal Annual				
□ NO BILLED .	\$	Fine and \$	Costs			
CASE PRESENTED - PROSECUTION REFUSED		Day(s) County Jail and \$	& Costs			
DISMISSED AT TIME OF EXAMINING TRIAL	13-	Month(s) County Jail &\$	& Costs			
DISMISSED BY STATE'S MOTION		Month(s) Probation				
SENTENCED TOYEARS IN (NAME OF INSTITUTION)		Year(s) Probation				
AND / OR SFINE		Month(s) Probation & \$_	& Costs			
CONCURRENT WITH OTHER		Month(s) and Sentence Su	uspended			
CONSECUTIVE WITH OTHER Year(s) and Sentence Suspended						
REMARKS: quitty - disturb the Peace						
SIGNATURE OF PERSON WRITING DISPOSITION						
INSTRUCTIONS						

REASON FOR THIS FORM: The U.S. Supreme Court has ruled that unless a disposition is shown for an arrest and for the charge, then that arrest must be DELETED from the Subject's record and transcript.

OFFICER who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in the upper portion is ESSENTIAL. It MUST be completed in detail.

OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is included with the reports.

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

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RECORD OF ARRE					ME	MPHIS	POLICE	DEPARTA	MENT		Comb =	110	SO 150055
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4. Harris	Lest	To the		_	Middle	N. C.	5.	Aluses Hic	10000	10%	8. Debre	er's Elcense it	10071132
7. Date of Birth	Apr Sex	l taca	H1 2	1/S	Hak	In	Comp	Scars	8. Occ	upation	Where	Employed	9. Sec. Sec. No.
10. Residence A	Shed	Chi		State	1	II. Weap	pon Maks &	Model	T	Serial No. of W	fetpon	12. 6	sporty Receipt No.
13. Yolicle Driven by Accesse			Lkans	se Number I	& State	1	D	Esposition of V	Yehicle	Accident	Ye	0 1	Vehicle I.D. Humber
14. Arrested Con		200	15. in	ndicale L.B	D. Section	I			14.	Ottense Report He.		0	SharM's R & I No.
18. Complainant's Name	- N		Age	San	Race		nce Address				Residen		Business Phone
Wantes D. G. U.A.	musey Krise	n Terretty	Aga	S4x	Race	-/C*	nce Address	Anceres		D/			
29. Charges and Court Action	wat Are	mine by	331	6	185				lynonir a	the trials	AP(13)	D - 86	92 77513663
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22. Narrathes	A/O	7	- 24			1 4	10	1	THE RESERVE OF THE PARTY OF	2107		1	VIVO /
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BK# 13291132 wack into to stere water arrest be nesested and had to be taken to the greened and with the and of ARC somety affects Covert had to be physically over privered to be handfulled. under the defendant was cuffed to was absorbed to be under the influence of interversants. He was unsully screaming and acting readicable Chie to was Total to to stone office be was searched and a riager his wither was found in his porter. Once in to office he continued his manheral behavior due to the influence of drugs and had to have his logs cuffed to avoid in very to the ALO or the apprehal, the defendant them legan litting his hadagement to flock I thospung about in a violent manor while hand affect (1) that point a demreal agent was used to calm He defendant down The afferdant was 1/6 to 16 wood for a scrupe to his forhead that owned , when he was fine irrespondented, Moloffides was Long WITH STONE DER WAS TRAIS TO THE MON BOX COTTOR WAS The differendant afficient his name JUN 1 8 2019 COPY
BS4525
INITIALS BEST CODY AVAILANT

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Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

93291132-01 | The State of Tennessee vs WILLIE HEMPHILL

 Case Number
 Court
 Judicial Officer

 93291132-01
 Division 8
 Dwyer, Tim

 File Date
 Case Type
 Case Status

 10/18/1993
 Affidavit
 Sentenced

Party

State of Tennessee

The State of Tennessee

Other

Officer
MPD TRANSFER OFFICER, Unknown

Address 2054 GAYLE MEMPHIS TN 38127

Defendant HEMPHILL, WILLIE

DOB 09/10/1971

Race Black

Address 1558 S PRESCOTT MEMPHIS TN 38111-5042

Charge

Charges HEMPHILL, WILLIE

	Description	Statute	Level	Date
1	THEFT OF MERCHANDISE \$500 OR LESS	39-14-146	Misdemeanor	10/18/1993
2	UNLAWFUL POSS WEAPON-PUBLIC PLACE	39-17-1307	Misdemeanor A	10/18/1993
3	ASSAULT M	39-13-101	Misdemeanor	10/18/1993
4	PUBLIC INTOXICATION	39-17-310	Misdemeanor C	01/01/1900

Bond Settings

Setting Date

10/19/1993

Disposition Events

11/02/1993 Plea▼

Judicial Officer Judge, Converted

1 THEFT OF MERCHANDISE \$500 OR LESS

Not Guilty

11/02/1993 Plea▼

Judicial Officer Judge, Converted

2 UNLAWFUL POSS WEAPON-PUBLIC PLACE

Not Guilty

11/02/1993 Plea▼

Judicial Officer Judge, Converted

3 ASSAULT M

Not Guilty

11/02/1993 Plea▼

Judicial Officer Judge, Converted

4 PUBLIC INTOXICATION

Not Guilty

	THEFT OF MERCHANDISE \$500 OR LESS	Found Guilty, Guilty Plea
)2/	1993 Disposition▼	
2	UNLAWFUL POSS WEAPON-PUBLIC PLACE	Found Guilty, Guilty Plea
/02/	1993 Disposition▼	
3	ASSAULT M Nolle Prosequi no	Court Costs
/02/	1903 Disposition	
	1993 Disposition▼	
4	PUBLIC INTOXICATION Nolle P	rosequi no Court Costs
1/02/	1993 Sentenced ▼	
4	PUBLIC INTOXICATION	Sentenced
4	PUBLIC INTOXICATION	Sentenced
		Sentenced
1/02/	1993 Sentenced ▼	
		Sentenced
1/02/	1993 Sentenced ▼	
3	1993 Sentenced ▼	
3	1993 Sentenced ❤ ASSAULT M	
3	1993 Sentenced ▼ ASSAULT M 1993 Sentenced ▼ THEFT OF MERCHANDISE \$500 OR LESS	Sentenced
3 1/02/ 1 1 0ondit	1993 Sentenced ▼ ASSAULT M 1993 Sentenced ▼	Sentenced Sentenced
3 1/02/ 1 1 0ondit	ASSAULT M 1993 Sentenced ▼ 1993 Sentenced ▼ THEFT OF MERCHANDISE \$500 OR LESS tion - Adult Conversion, CONFINEMENT: 0 Month(s) 30 Day(s) CRE	Sentenced Sentenced
3 1/02/ 1 1 0ondit	ASSAULT M 1993 Sentenced ▼ 1993 Sentenced ▼ THEFT OF MERCHANDISE \$500 OR LESS tion - Adult Conversion, CONFINEMENT: 0 Month(s) 30 Day(s) CRE	Sentenced Sentenced
3 1/02/ 1 condit	ASSAULT M 1993 Sentenced ▼ 1993 Sentenced ▼ THEFT OF MERCHANDISE \$500 OR LESS tion - Adult Conversion, CONFINEMENT: 0 Month(s) 30 Day(s) CRE	Sentenced Sentenced

10/18/1993 Case Filed
10/19/1993 Arraignment ▼
Hearing Time 9:00 AM
10/21/1993 Attorney ▼
Hearing Time 9:00 AM
10/22/1993 Report to Court ▼
Hearing Time 9:00 AM
11/02/1993 Report to Court ▼
Hearing Time 9:00 AM
11/02/1993 Amended post Jgmt Mittimus
11/02/1993 Sheriff's DP Fee
11/02/1993 Resets
11/02/1993 Post Judgement Court Orders
11/02/1993 Base Rate Clerk
03/04/1994 Letter for Default Payments
03/22/1994 Scire Facias For Collection
03/22/1994 Scire Facias
03/28/1994 Scire Facias For Collection
03/28/1994 Judge's Warrant Report
04/21/1994 State Warrant Issued
07/17/2000 Enter Collection Agency 09 LCC
04/11/2001 Warrant Exhausted
04/11/2001 Start Community Service
04/11/2001 Collection Clerk' s Extensions
11/03/2003 Uncollectable (10 years old)
05/09/2007 Cancel Collection Agency 09
03/05/2017 First Garnishment

Financial

HEMPHILL, WILLIE

Total Financial Assessment	\$448.50
Total Payments and Credits	\$0.00

3/11/1996	Transaction Assessment	\$349.50
4/7/1996	Transaction Assessment	\$57.00
9/21/1997	Transaction Assessment	\$15.00
3/5/2017	Transaction Assessment	\$27.00

RECORD OF ARREST	Outries (1816)	2000/2012	HELBY C	OUNTY SHERIFF'S DEP	A STATE OF THE STA		100	APP,	10 mm - 1 2 mm - 1 1 mm - 1 1 mm
TUE 31/0-19-93 USLU	cation of A	rest	2	TAIL	District		3,	930	19 1132
1. Name Lest HEMPHILL WILL	First LIE		Mic	ddle 5. Aliase	NOCE	6. Dri	ver's Licer	nse No. &	State
7. Date of Birth Age Sex Race	HT.		Hair E	yes Comp. Scars	8. Occupation	When	e Employ	ed	9. Soc. Sec. No.
10. Residence Street	City	State		SRO DRK Weapon-Make & Model	Serial No. of Wea	pon	12	2. M.P.D.	Property No.
3. Vehicle Driven by Arrestee	License Nur	nber & St	ate	Disposition of Vehicle	e Accident		Yes E		I,D. Number
14. Arrested With	15. In	dicate Bu	reau Involve	ed SQ.	16. Offense Report No.		17. Sh	eriff's R	50055
8. Complainant's Name 6. SESS, DIV. 8	Age	Sex	Race	Residence Address		Resider	ice Phone	N THE	Business Phone
9. Witness	Age	Sex	Race	Residence Adriress		Residen	nce Phone		Business Phone
10. Charges and Court Action RA 8-26-92	· #					Date	Hour	Div.	Disposition
BW \$592239	012			Arriva di Ha			1	11	
		4	47.16				1	Hf	1 1 2 1
39.17-1305 UNLAW, PUS	400055 HV654				W A			1 1	ERTHIEL
3974405 CRIM. TRE	Si	10	10.00	Bond		1000			04967
1. Arrest Officer Cho. 2483 Arres	ting Officer	S. N	10.	Car No.	Transported by:		1	ND:	S#267
	tigating Off	icer S. No	0.	Assigned	Supervisor Approv.			1	-0 0 0 suls
12. Narrative				for contract to	1 2 2 2		1 1	1 30	
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Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

93291132-02 | The State of Tennessee vs WILLIE HEMPHILL

Case Number

Court

93291132-02

General Sessions

File Date 10/19/1993 Case Type Conversion Case Status Disposed

Party

State of Tennessee

The State of Tennessee

Race

Other

Officer

SHELBY COUNTY, Unknown

Defendant

HEMPHILL, WILLIE

DOB

09/10/1971

Race

Black

Address 1558 S PRESCOTT

MEMPHIS TN 38111-5042

Charge

Charges

HEMPHILL, WILLIE

Description Statute Level Date

		Description	Statute	Level	Date
		Unknown Conversion Offense	Unknown	Conversion	10/19/1993

Events and Hearings

10/19/1993 Case Filed

Financial

No financial information exists for this case.

AL REPORTOR SAMESTE AND MARY 24		CE DEPARTMEN		Ca	rret		
Thur 94.03 24 0100 275	o.S. Perkins		397 Ec		3. Booking J	14083010	
Hemohill W	Ville James	5. Allases-Nicknami	1		s License No. &		
9-10-11 32 m B	5'10" 140 BIK Bro O	np, Scars 8.	Occupation	Where Em		9. Soc. Sec. No.	
10. Residence Street City 1558 S. Proscott M	State 11, Weapon-Mak	re & Model	Serial No. al We	apon	12. Propert	y Receipt No.	
13. Vehicle Driven by Arrestee	License Number & State	Disposition of Vehicle	Accident involved	Y es No		Vehicle I.D. Number	
16. Arrested With	15. Indicate I.S.D. Section Involved		16. Offense Report No. 94082499	984	17. Shartt	73.9.8.1 No. 20035	
18. Completent's Name Cham Rampersad	Age Sex Race Residence Add	ress		Residence 3(o/o-12)		Business Phone	
Minus Douglass	Age Sex Race Residence Add	11 11 1000			none	Business Phone	
20, Charges and Court Action		47 1	1) Hayast	Date	ecs	Disposition	
Robber 39-13-40+					7		
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3-25-9	na 19 - 19 ann an Ingeles ann an Aireann an	3 6		1:1			
21. Arresting Officer Emp. # # Arres	iting Officer Emp. / Ca		ported by:	Ty	QZ S#	2079 -	
T.E. Currin 1600 D Investigating Officer Emp. / Inves		salgned Superv	SUR Histor Apparov		LEED		
SCAPMA COURS 3092				AND - A			
E. Winston PMI D. Jo	<u> </u>	· 4au					
					_co		
Officers received hold up	<u>3 Glarm at a bove lo</u> r	<u>ction."U</u>	Dov creive	ro N	ทุกรัฐ	HIYOD	
officers spoke with comp., an employee at the Shoneys at 275 EB 0 9 2018 TAILES							
S. Peckins who advised he had observed a M/B laying in the Bight Thumbrid							
there but on the east side of the building looking in. When							
the MIB outside saw comp., the MIB got up & left SIB behind the							
buildings. Comp. advised last time they were robbed, ashort							
thin M/B had laid do	whin the floor be	d in H	ie sane	1.38			
""" spot. (over)							



COP)

FEB 0 9 2018

Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

94083010-01 | The State of Tennessee vs WILLIE JAMES HEMPHILL

Case Number

Court

94083010-01

General Sessions

File Date 03/24/1994

Case Type
Conversion

Case Status

Disposed

Party

State of Tennessee

The State of Tennessee

Race

Other

Officer

MPD TRANSFER OFFICER, Unknown

Address

2054 GAYLE

MEMPHIS TN 38127

Defendant

HEMPHILL, WILLIE JAMES

DOB

09/10/1971

Race Black

Address

1558 S PRESCOTT

MEMPHIS TN 38111-5042

Charge

Charges HEMPHILL, WILLIE JAMES

	Description	Statute	Level	Date
1	ROBBERY	39-13-401	Felony C	03/24/1994

Disposition Events

03/25/1994 Plea▼

Judicial Officer Judge, Converted

1 ROBBERY RO

03/25/1994 Disposition ▼

1 ROBBERY Released without Charge

03/25/1994 Sentenced ▼

1 ROBBERY Sentenced

Events and Hearings

03/24/1994 Case Filed

Financial

No financial information exists for this case.

OFFENSE REPORT

V_nona Police Departmen_

City of Winona, Mississippi 38967

Phone (601) 283-1121

TCCCC	6274	١٠		•	NO	
	lossificatio		-			
I COMPLAINANT S NAME (Firm name if business)	2 AGE	DESCENT .	SEX	DOB	3 PHONE	(Business)
· · · · · · · · · · · · · · · · · · ·		BIK	m			(
Willie Hemphill	5 CITY		11,1		A PHONE	(Residence)
4 COMPLAINANI 3 ADDRESS	1,500	Winona			8 PHONE	(Residence)
7 COMPLAINANT'S BUSINESS, EMPLOYMENT OR SCHOOL	10.001			44 15 1	<u> </u>	
COMPLAINANT 5 BUSINESS, EMPLOTMENT ON SCHOOL	1 000,	ECT OF ATTACK (Bu	rgiary, ini	m. ossavii, eic.)		
9 PLACE WHERE OFFENSE OCCURRED	10 TVB	E OF BUILDING (Re	sidence 4	lore book etc.)		
	"	t or boilding the	31001100, 3	, bolik, e.c.,		
1) REPORTED BY PHONE	12 858	ORTED TO				
Title 11.1 - 11.1	1	762				
14kr Holmes Huspital 13 DAY, DATE AND TIME OF OFFENSE		OPD	OF BERON		 	
			DP REPUR		124	
3/28/94 22:46 15 BODILY INJURIES TO , HOSPITAL	3/4/10	26/94/ V REPORTED (In per	3	D61	<u>w</u>	
		W KEPOKIED (IN per	sons phon	e. Jon View, oine	r)	
Willie Hemphill (Willie Ward) Tyler Holme 17 M/O (How done - force used - at what point - with what tool or weapon - other	r outs or	trade marks)				
Res 18 ser class is a boat 1: Who to ick		,				
Ran over above subject / with truck						
18 VEHICLE, INVOLVED IN OFFENSE (Year - color - make - model - auto license no.	· vent ·	state)			Compl	ainant's CD . Sussest VE
1994/GON-ATH / FAM 1989 # NRW 2014 1	962	m<			Compi	ainant's D Suspect's 🔀
1994/GRN-OTH 1-0rd 1989 # NR4 2004 19 19 DIRECTION OF FLIGHT N E S W AUTO FOOT	20 WIL	L COMPLAINANT PR	OSECUTE?	,		
STREET OR ROAD						
21 NAME AND ADDRESS OF SUSPECT(S) - OR AGE DESCENT SEX DESCRIPTION	<u> </u>	<u> </u>			22 CIRCI	LE IF SUSPECT IS
Monica Small (Moore) 709 Greensbor	~ <	L.				· Relative · (Acquaintance
THOMAS STATISTICS TO STATISTICS		7-1				
•						
23 WITNESSES NAME, BEST CONTACT ADDRESS	AGE	BEST PHONE		OTHER PHONE		PARENT OR GUARDIAN?
Ruby ANN BLATS						
LNOUG TIME FIGHTS						
24 NARRATIVE (Write in any available details not covered above)				····		
WAD received a call from Tyle	_ H	James His	ca:1	11-2-1	Llagi	1:00
WHO TECETORS A CAN FLOW THE	<u>. </u>	MINES 110	Spita	TILL	TILES	1 000
enrouse to 800 N. Union, that	as	subject u	uas_	lying i	<u>n th</u>	e middle
of the street. Upon our arrive	al	e notice	H ha	かけ ずか	مان م	ν) i 30
		4		_		
Subject was the person in the	- roca	J. Witne	<u>sses</u>	said,	that	- Willie
Hemphill was running beside	the	L vehicle	e ar	of fell o	down	١
_ \				_		
_ Monica Small said that she d	van.	t hour	20G	nad n	<u>an o</u>	uer
Willie until she felt a bum	D. 7	Uler Holi	nes	Dicked	-20 t	he subject
						3
and he was later airlited to		resieu	MGU	ma ver	746.6	
Willie Hemphill leg was broken	<u>. </u>					
, J						
						·
Hammun 11-2 Till arm d 11-1	•	-T.		nd 1.10	4.5	_DATE 3/28/94
25 INVESTIGATING OFFICER(S) Hargove W-2 Townsend W-L	∠ 26 REF	ORT MADE BY	wr ise	IXI W	1 %	DATE VEND 177
		70 40000150	BV			
27 CASE FILED 28 THIS CASE 19		29 APPROVED	91			
Yes 🗋 No 🔝 Cleared by arrest 🔲 Unfounded 🔲 Inactive 🗍						
	Other	□				

SSISSIPPI COURT

NINONA

	RERSONALLY appeared before me, the undersigned officer of said court,
	DOVIS HOLDO , who stated under oath their
	"Buster" Hemphill did, on or about the 3rd
day	or June 19 94, unlawfully and willfully
<i></i>	take possession of a half of case of Budun
9	But pherent bot sale) by (litre. Or.
	on the state of th
-	the intention and pishose, or
•	
-	+
_	paring the merickont a stated
-	
-	prime of the following the state of the stat
-	1 1 coop man
-	01 N N 1 A 1 2 CO + CO -
-	$\frac{1}{\sqrt{2}}$
-	
_	Smalletin 197-22-92)
_	Suprime to the second s
aga	inst the peace and dignity of the state and / or against the ordinances or
	CITY OF WINONA and within the corporate limits of said city.
	Mera Laldin
. (AFFIANT AFFIANT
	SWORN TO AND SUBSCRIBED BEFORE ME, this the Ath day of August
19	$\frac{\alpha}{2}$
	Defendant may be released on bail upon making bail bond in the amount
	. conditioned upon appearance in court for arraignment on
the	9th day of Whatte, 19'94, at BOOPM. o'clock.
	· Henre Carrer
	Municipal Judge, Court Clerk, Dept
•	Clerk
	(SEAL) .

ABSTRACT OF COURT RECORD

WINONA, MUNICIPAL COURT

109 Liberty street
WINONA, MS. 38967
PHONE NO. 601-, 283-1121

PHONE NO. 601283- 1121	1 :
County Montgomery AGENCY CODE 4903	/
TICKET NO.	
DEFENDANT	
NAME Willie J. Hemshill BACE Black SEX Male	
NAME Willie J. Hempfill RACE Black SEX Male	
CITY WINGA STATE MS ZIP CODE 38947	
VEHICLE INFORMATION	
REGISTRATION (TAG) NO	
VEHICLE MODEL YEAR MAKE TYPE	
VIOLATION OF THE COLOR SBAC	
CHARGED WITH: Shaplefting Jetneir Jernor SPEED_ZONE.	
DATE OF VIOLATION: 08-04-94 COURT DATE 08-09-94 HWY. OR STREET	
CHARGES WERE FILED BY: Ares Hobbs BADGE NO.	
DEFENDANT ENTERED A PLEA OF: Quilty	THE REAL PROPERTY.
JUDGEMENT OF COURT: STEETING BOND.	
BY JUDGE:	
REMARKS BY COURT: Suly Degree a wave	Museup
REMARKS BY COOK!	
PLUS ASSEMENTS OF \$	er about account
DEFENDANT WAS FINED &	
SENTENCED TO: pay fine or work program	
BAIL FORFEITED () APPEALED ()	
FINE PAID ()	
FINEFAID	
I CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF MY COURT RECORD AS RECORDED I	n:
0110 9161	
DOCKET 9408 - 2696 PAGE	
CASE	
) ()
SIGNED DONNIE Bloypek TITLE Court Cl	ere
SIGNED SIGNED TITLE COURT	

Document obtained by APM Reports from the Montgomery County storage facility at the former U.S. Corrulite plant in Winona, MS. PRISONER'S JAIL RECORD ID. NO. NAME Willie J. Heaphill DATE 8-12-94 TIME 8:45 ALIAS Busten ADDRESS 300 KAND CADE St. AGE RACE BI SEX III EYES BE HAIR BI HEIGHT 5-3 WEIGHT DATE OF SCARS OR ARRESTING OFFICER ___ OFFENSE Shiplifting CONTEMP OF COURT RELIGION STATUS _ SENTENCE SENTENCE HOLD

FOR

TIME ALLOWED— GOOD BEHAVIOR

DATE 8-13-94 TIME 07.23

RELEASING OFFICER 1C 157. 50 Shopliffing 674.04 COUTE ATOC COURT CASH 831.54 Den DD

EXPIRES

BEGINS

HOW RELEASED WINDOWA PD

DISEASE

willie J. Hemphill

THE STATE OF MISSISSIPPI MUNICIPAL COURT CITY OF WINONA

WAIVER OF ATTORNEY

CIT	Y OF WINONA
	Shall in and
••	You are charged with Moplifling Low.
2	You are not required to have an attorney but you may have an attor
	if you desire one. If you cannot afford to hire your own attorney
	attorney will be appointed for you.
3.	Do you waive your right to have an attorney?
	YesNo
4.	Can you afford to hire your own attorney?
	YesNo
٦.	If you do not wish to have an attorney, do you understand that if
	plead guilty or if you are found guilty of this charge, this convic
	may be used against you later on all subsequent cases?
	YesNo
ь.	Do you understand that on later charges, if any, you may receive je
	time based on this conviction?
	Yes_ V No
· A	I understand that I have a right to be represented by an attorney a
	acknowledge that this right has been explained to me.
	Willie I/an deall
	Defendant
	9718-2696
	Case Number
Does	Dotc: 08-13-94 = Does not qualify for Court appointed attorney.

GENERAL AND SUBPOENA DOCKET, CIVIL CASES — K MONTGOMERY COUNTY, MISSISSIPPI

94-0088 PLAINTIFF'S ATTORNEYS No. 8204-R Min. Year \$43.00. receipt \$ 5148 Month Page Book Complaint with (3) Copies Filed laving elecuted personall

422

94-0088 No. 8204-R

CIRCUIT COURT

MONTGOMERY COUNTY, MISS. Term 19 DEFENDANT Action for_ PAGE 422 ATTORNEY FOR PLAINTIFF ATTORNEY FOR DEFENDANT



September 30, 2013

The contents of this file have been destroyed.

See: Order for Destruction of Civil Files signed by Joseph H. Loper, Jr. dated 8/26/13 and recorded in Minute Book 1 at page 496

Records Disposal Authorization signed H. T. Holmes, Director, Mississippi Department of Archives and History dated 9/9/13 and recorded in Minute Book 1 at page 494.

MUNICIPAL COURT

AFFIDAWIT

9501-3025

CITY OF WINONA

PERSONALLY appeared before me, the undersigned officer of said court NONKRA MODRE , who stated under oath that
WILLIE HEMPHILL (BUSTER), did, on or about the 17TH
day of JANUARY , 1995, unlawfully and willfully
ENTER THE DWELLING HOUSE OF MONKRA MOORE AND IN THE
PRESENCE OF THE FAMILY, USE PROFANE. LANGUAGE BY SAYING HE WASN'T GIVING MONKRA HER GOD DAMN KEY AT 217A BRANCH STREET. WITHIN THE CITY LIMITS OF WINDNA,
MISSISCIPPI, IN VIOLATION OF MISSISCIPPI SECTION CODE
·
DISTURBANCE OF FAMILY (97-35-11)
against the peace and dignity of the state and/or against the ordinances of City of Winona and within the corporate limits of said city.
: AFFIANT POOR
SWORN TO AND SUBSCRIBED BEFORE ME, this the 177H day of
Defendant may be released on bail upon making bail bond in the amount
of \$ 157.50, conditioned upon appearance in court for arraignment
on the 24TH day of JANUARY, 1995, at 2:00pm. o'clock.
Jonopa C. Aumohrey Municipal Judge, Court Clerk,
SEAL) Deputy Clerk
charges dropped charges

RETURN see Instructions Below) OFFENSE NUMBER WARRANT NUMBER CAPIAS NUMBER ARREST FILE NUMBER CHARGES FILED: CAUSE NUMBER: 9501 - 30% County Attorney District Attorney PROSECUTOR: City Attorney Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed JUDGE (MAGISTRATE) CHARGES: SAME AS ABOVE REDUCED TO: DISPOSITION(s) (If more than one, indicate for which charge.) \$_____ Fine and \$ _____ Costs NO BILLED CASE PRESENTED - PROSECUTION REFUSED _____ Day(s) County Jail and \$ _____ & Costs DISMISSED AT TIME OF EXAMINING TRIAL _____ Month(s) County Jail &\$ _____ & Costs DISMISSED BY STATE'S MOTION _____ Month(s) Probation ☐ SENTENCED TO _____YEARS IN (NAME OF _____Year(s) Probation INSTITUTION) ___ AND / OR S FINE _____ Month(s) Probation & \$_____ & Costs CONCURRENT WITH OTHER __ Month(s) and Sentence Suspended CONSECUTIVE WITH OTHER Year(s) and Sentence Suspended DISPOSITION DATE: SIGNATURE OF PERSON WRITING DISPOSITION REASON FOR THIS FORM: The U.S. Supreme Court has ruled that unless a disposition is shown for an arrest and for the charge, then that arrest must be DELETED from the Subject's record and transcript. OFFICER who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in the

upper portion is ESSENTIAL. It MUST be completed in detail.

OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is included with the reports.

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

ID. NO	PRISONER'S	S JAIL RECORD	NO
NAME LALLIE	HEMPHILL (DATE 04-18-95	TIME 2115
ALIAS BUSTER	(5)	ADDRESS 701 GREENSE	30RO
AGE 24 RACE BL DATE OF 9-10-7	SEX M EYES BRN PLACE OF BIRTH	HAIR BLK HEIGHT 5-3 SCARS OR MARKS	_ WEIGHT
OFFENSE SIMPLE	Small	ARRESTING W. P.D.	RELIGION
STATUS			
SENTENCE BEGINS	SENTENCE EXPIRES	HOLD FOR	
DISEASE		TIME ALLOW	
HOW RELEASED By	art	DATE 4/2/1/ 95	TIME 1200
RELEASING OFFICER	cif		
\$ 157.50			

STATE OF MISSISSIPPI

MUNICIPAL COURT

AFFIDAVIT

CITY OF WINONA

PERSONALLY appeared before me,	the undersigned officer of said court, who stated under oath that
WILLIE HEMPHILL	_, did , on or about the 1974
day of APRIL , 1999	o , unlawfully and willfully
DID PURPOSELY, KNOWINGLY, AND	O'UNLAWFULLY CAUSE BODILY
INJURY TO JACKIE BY STRIK	
MOUTH AND KNOCKING (2) TWO	•
709 GREENSBORD, WITHIN THE MISSISSIPPI, IN VIOLATION OF	
97-3-7 (1)(a)	Prississ PPT Section Code
Accusated	t,
ASSAULT, SIMPLE (97-3-7(1)(0	i)
Simple	
against the peace and dignity of th of City of Winona and within the co	e state and/or against the ordinances rporate limits of said city.
•	X Jacque Outer
SWORN TO AND SUBSCRIBED BEFORE, 1995.	ME, this the 1974 day of
Defendant may be released on b	ail upon making bail bond in the amount
of \$, conditioned	upon appearance in court for arraignment
on the 25TH day of APRIL	, 1995, at 2:000 m. o'clock.
on the <u>25TH</u> day of <u>HPRIC</u>	Janona C. Humothan
ريم (SEAL)	Municipal Judge, Court Clerk Deputy Clerk
Sys 1-2112,	achael orone

Original-Court Copy-Defendant

(See Instructions Below)		RETURN TO Winona Paleie Dept.		
DEFENDANT'S NAME: LAST FIRST MIDDLE Stemshill, Willie	RACE	SEX AGE	DATE OF BIRTH	
27-77-924000 00-00-00	E NUMBER	WARRANT NUMBER	CAPIAS NUMBER	
CHARGES FILED:				
1. Simple assault				
2.				
3.		10		
PROSECUTOR: City Attorney County Attorney District At	torney	1001-,0101		
		NAME OF COURT: Wina Palice Court JUDGE (MAGISTRATE) Donald Sond		
CHARGES: SAME AS ABOVE REDUCED TO:				
2.				
3.				
DISPOSITION(s) (If more than one, indicate for which charge.)				
□ NO BILLED	\$	Fine and \$	Costs	
CASE PRESENTED — PROSECUTION REFUSED	Day(s) County Jail and \$ & Costs			
☐ DISMISSED AT TIME OF EXAMINING TRIAL	Month(s) County Jail &\$ & Costs			
☐ DISMISSED BY STATE'S MOTION	Month(s) Probation			
SENTENCED TOYEARS IN (NAME OF INSTITUTION)	Year(s) Probation			
AND / OR sFINE		Month(s) Probation & \$_	& Costs	
CONCURRENT WITH OTHER	Month(s) and Sentence Suspended			
CONSECUTIVE WITH OTHER		Year(s) and Sentence Suspended		
REMARKS: guilty				
osposition date: signature of person writing disposition 05-02-95 Diaglack				
	TRUCTIONS			
REASON FOR THIS FORM: The U.S. Supreme Court has ruled that unless a disposition is shown for an arrest and for the charge, then that arrest must be DELETED from the Subject's record and transcript.				
OFFICER who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in the upper portion is ESSENTIAL. It MUST be completed in detail.				
OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is				

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

included with the reports.

STATE OF MISSISSIPPI

MUNICIPAL COURT

AFFIDAVIT

CITY OF WINONA

Original-Court Copy-Defendant

PERSONALLY appeared before me, MONIRA MODRE	the undersigned officer of said court _, who stated under oath that
WILLIE HEMPHILL	_, did , on or about the
day of APRIL , 19 95	unlawfully and willfully
DID PURPOSELY, KNOWINGLY AND	
INJURY TO MONKRA BY STR	1KING HER WITH A 2X4 AND 709 GREENSBORD, WITHIN THE
	SISSIPPI . IN VIOLATION OF
	97-3-7(1)(a)
10-20-15 C = - (07-2-7/1)	· · · · · · · · · · · · · · · · · · ·
ASSAULT, SIMPLE (97-3-7(1)	<u>a)</u>
against the peace and dignity of the of City of Winona and within the cor	state and/or against the ordinances porate limits of said city.
•	Monking More AFFIANT
sworn to and subscribed before 1	ME, this the <u>197H</u> day of
Defendant may be released on ba	il upon making bail bond in the amount
of $\frac{157.50}{}$, conditioned u	pon appearance in court for arraignment
on the 25TH day of APRIL	_, 19 <u>95</u> , at <u>2:00p</u> m. o'clock.
	Tonora C. Klumphrey
(SEAL)	Municipal Judge, Court Clerk, Deputy Clerk

DISPOSITION SHEET (See Instructions Below)	RETURN TO Winna Palice Dest.		
DEFENDANT'S NAME: LAST FIRST MIDDLE HEMPHILL	Black male DATE OF BIRTH		
ARREST FILE NUMBER VOFFENSE DATE OFFENSE	NUMBER WARRANT NUMBER CAPIAS NUMBER		
CHARG	ES FILED:		
1. Simple assault			
2.			
3.	E .		
PROSECUTOR: City Attorney County Attorney District Atto			
PLEA: Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed	NAME OF COURT: Winona Palia Court JUDGE (MAGISTRATE) Donald Bond		
CHARGES: SAME AS A	ABOVE REDUCED TO:		
1.			
**			
2.			
3.			
$\label{eq:def:DISPOSITION} \mbox{DISPOSITION(s)} \ (\mbox{If more than one, indicate for which charge.})$			
□ NO BILLED	\$ Fine and \$ Costs		
☐ CASE PRESENTED — PROSECUTION REFUSED	Day(s) County Jail and \$ & Costs		
☐ DISMISSED AT TIME OF EXAMINING TRIAL	Month(s) County Jail &\$ & Costs		
DISMISSED BY STATE'S MOTION	Month(s) Probation		
SENTENCED TOYEARS IN (NAME OF	Year(s) Probation		
AND / OR sFINE	Month(s) Probation & \$ & Costs		
CONCURRENT WITH OTHER	Month(s) and Sentence Suspended		
CONSECUTIVE WITH OTHER	Year(s) and Sentence Suspended		
REMARKS: Gulty			
DISPOSITION DATE: SIGNATURE OF PE	RSON WRITING DISPOSITION		
05-02-95	Bloglock		
REASON FOR THIS FORM: The U. S. Supreme Court has ruled that unless	SE a disposition is shown for an arrest and for the charge, then that arrest		

OFFICER who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in the upper portion is ESSENTIAL. It MUST be completed in detail.

OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is included with the reports.

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

MUNICIPAL COU	AFFIDAVIT
CITY OF WINO	VA.
Michael	A Jappeared before me, the undersigned officer of said court magaling, who stated under oath that the state of the said court of the said
of misse	ssippe Code blelland 47-23-43
against the peace of City of Winona	and dignity of the state and/or against the ordinances and within the corporate limits of said city.
CHANGED TOYE	RS IN CHAPE OF
	one M. Sonzan
SWORN TO AND	SUBSCRIBED BEFORE ME, this the 12th day of May
Defendant may	be released on bail upon making bail bond in the amount
\$, conditioned upon appearance in court for arraignment
the day of	, 19, atm. o'clock.
ment had party. Particle (Spaces on the page of the	0.0601.0

(SEAL)

of

riginal-Court opy-Defendant

THE STATE OF MISSISSIPPI)	
MUNICIPAL COURT .	· CITATIONI .
SIFY OF WINOHA)	
To Willie Hemphill	, delendant,
You are hereby ordered to appear before the mun	icipal cours of said city in the court com bl said city on the
or of this writ, for arraignment of the below name	1992 at 2006 m. or the first stilling of said course ther
of this wal, for arragament of the below rap	ned charge made, against you in tale could.
Contempt of	Court
Shapliffices	
	**:
ONTE IPT OF COURT FOR WILLFUL FAILL	JRETO PAY FINE BALANCE OF 3,
. ON TEMPT OF COURT, WILLFUL FAILUR	E TO APPEAR AS COMMUNDED BY SUBPOENA, CASE
il nu da no: appear as ordered'alter service of th	his citation and attend from day to day and as ordered until dis-
one a tench arrest warrant may be issued for you	rarrest and confinement. If you are charged with willful failure to
a fine, the charge will be dismissed and you was not	De reduite io spirit
arraignment date above.	and the state of the second of the same shall deliver to
The unit shall be served by any law worker of the	e against him and shall duly make his return on the court's copy
delendant a copy of the completion	
col.	
· · · · · · · · · · · · · · · · · · ·	: .95:
insthe 18th dayof may.	, 19:10-
insthe LULL boyon	
	minimile or Konstall
	. The Control of the Clerk
(SEAL)	Municipal Judge/Court! Clerk/Deputy Clerk
(SDC)	
The second secon	
NOTICE	TO DEFENDANT.
	of this court is printed on the back of this page and should be
ation of your rights and the processing	
ally reed by you	
OFFIC	ER'S RETURN
the section will by F	er's return personally delivering said will to the within named defendant together with a copy of the complaint
the day executed the foresoing	
. Face this day	
extition made against the delendant	
winon made against the destination	. 00
220.1	C 01.
Trus the 18 day of May.	
Touche 10 dayor -	11 21 (11)-4
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	Officer
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ngovel - Delendant	
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C Form 15 - was ness ne. ox oro. nesses	
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3 1

DISPOSITION SHEET (See Instructions Below) FENDANT'S NAME LAST FIRST MIDDLE	Winona Police Degartmost
ARREST FILE NUMBER OFFENSE DATE OFFENSE NUMB	BACE SEX AGE DAY OF BIRTH OF B
Shaplifting 3rd affers a	LED:
2. 0 0	
3. PROSECUTOR: City Attorney County Attorney District Attorney	CAUSE NUMBER: 2-9505 - 3215
TRIAL RESULT: Not Cuilty Cuilty Dismissed	ME OF COURT: Winona Palice Court DGE (MAGISTRATE) Donald Brid
CHARGES: SAME AS ABOV	E REDUCED TO:
1. Sound once to Grand Jury	05-23-95
0	23-95 - Le Boily atty
DISPOSITION(s) (If more than one, indicate for which charge.)	
□ NO BILLED \$_	Fine and \$Costs
CASE PRESENTED - PROSECUTION REFUSED	Day(s) County Jail and \$ & Costs
DISMISSED AT TIME OF EXAMINING TRIAL	Month(s) County Jail &\$ & Costs
DISMISSED BY STATE'S MOTION	Month(s) Probation
SENTENCED TOYEARS IN (NAME OF	Year(s) Probation
INSTITUTION)	Month(s) Probation & \$ & Cost
CONCURRENT WITH OTHER	Month(s) and Sentence Suspended
CONSECUTIVE WITH OTHER	Year(s) and Sentence Suspended
MARKS: Borerd once to Grand Ju	Les
MARKS: JOCOVA PICC OF STATE	
	N WRITING DISPOSITION

REASON FOR THIS FORM: The U. S. Supreme Court has ruled that unless a disposition is shown for an arrest and for the charge, then that arrest must be DELETED from the Subject's record and transcript.

OFFICER who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in the upper portion is ESSENTIAL. It MUST be completed in detail.

OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is included with the reports.

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

INFORMATION SHEET

DEFENDANT'S NAME: Willie J.	Yemphill_ SS#_	
ALIAS:	ATTORNEY:	Bailey
CHARGE: Shoplefting 3+d PRELIMINARY: YES: X DATE:	-	where the late
NAME OF BUSINESS: Jitney JUN WAY OF DOING BUSIN OWNERSHIP, CORP., ETC.	IESS & OWNER	NEED FULL LEGAL SHIP, WHETHER SOLE
STATEME	NTS	
NOTE: WITNESSES AND OTHER"S PR	ESENT	
Michael GONZAlez	DATE:	TIME:
		TIME:
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	DATE:	TIME:
Gan hatter the state of the	DATE:	TIME:
100 100	DATE:	TIME:
	DATE:	TIME:
ty of Rincon and within the con	September Such a	TIME:
EVIDENCE AND LOCATION - LAB REI	PORTS	but doch
CHAIN OF EVIDNECE:		ALL
PICTURES: VITNESSES INCLUDING OFFICERS: VIAME Wichen L. Gonzalez Wichen L. Gonzalez	SS	PHONE NO.
	P.d.	are to court for
107 08		200000000000000000000000000000000000000
	TO SECOND	

INFORMATION SHEET

PRELIMINARY: YES: X DATE:	- 03-45 NO:	
NAME OF BUSINESS: Tilan Tun	in-	NEED FULL LEGAL SHIP, WHETHER SOLE
STATEME	NTS	
OTE: WITNESSES AND OTHER"S PR		
Michael GONZAlez	DATE:	TIME:
		TIME:
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all the said that	DATE:	TIME:
0 0 10	DATE:	TIME:
	DATE:	TIME:
Maria bes states	DATE:	TIME:
RES: SSES INCLUDING OFFICERS: ADDRES	PHONE NO	
yates	LPd_	de in come to

	WARRANT AND AFFIDAVIT	WITHESSES ASSESSMENT	S AMOUNT
OCKFT NO: 2 95053215	ARREST DATE:	CITY FINE SCEF	
JINONA POLICE DEPARTMENT VS.		TV	
HEMPHILL WILLIE	AFFIDAVIT DATE: 5/11/95	GF	
OFFENSE: SHOPLIFTING - 3RD AFFIANT: MICHAEL GONZALES	TKT #: DEFENSE	SL OM OF	
PROS ATTY: PUTT CRULL		ABF DV	
DEF ATTY: LEE BAILEY, APPOINTED	THE RESERVE THE PERSON NAMED IN COLUMN TWO IS NOT THE PERSON OF THE PERS	TOTAL	
PLEA:			
FINE: .00 BOND CO:	SHOPLIFTING 3RD OFFENSE, FELONY BOND AMT:	. 09	
Tanes soo bond cos	DOND HITT:	. 00	
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9508 - 3460

STATE OF MISSISSIPPI

MUNICIPAL COURT

AFFIDAVIT

CITY OF WINONA

PERSONALLY appe	ared before me, t	he undersigned officer of said court , who stated under oath that
_ charles in	. 1	, did , on or about the 19th
day of august	, 19 <u>_</u> Q5	_, unlawfully and willfully
ulithout	authordy	of law go wito
the build	ling of	City Bibbo at
- 1217 - H 100 - Cutu lim	the Old	unona no In
ublacio	r of plates	on code (97-17-97)
	A	·
TRESPASS (77-17-92)	
against the peace an	d dignity of the	state and/or against the ordinances orate limits of said city.
		X BANNINGS
_ Hucket	BSCRIBED BEFORE M	E, this the 19th day of
Defendant may b	e released on bai	1 upon making bail bond in the amount
of \$	_, conditioned up	on appearance in court for arraignment
on the 22hd day of	august	, 19 <u>95</u> , at <u>1.000</u> m. o'clock.
(•	Many Johnson Con Municipal Judge, Court Clerk,
(SEAL)	176	Deputy Clerk

Original-Court Copy-Defendant

W

SHEET	RETU		
(See Instructions Below)	то -	Winona 1	Police Doct.
DEFENDANT'S NAME: LAST FIRST MIDDLE.	RAGE	SEX AGE	DATE OF BYRTH
1 190100	NUMBER	WARRANT NUMBER	CAPIAS NUMBER
CHAR	GES FILED:	J	
1. Drespassing			
2.			
3.			
PROSECUTOR: City Attorney County Attorney District Att	torney	CAUSE NUMBER: 950	18-3460
PLEA: Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed		SENTENCE COURT: Williams AGISTRATE) Donal	Palue Court
CHARGES: SAME AS	ABOVE	REDUCED TO:	
1.			
2.			
3.			
DISPOSITION(s) (If more than one, indicate for which charge.)			
☐ NO BILLED	\$	Fine and \$	Costs
CASE PRESENTED - PROSECUTION REFUSED		Day(s) County Jail and	4 \$ & Costs
☐ DISMISSED AT TIME OF EXAMINING TRIAL		Month(s) County Jail &	&\$& Costs
DISMISSED BY STATE'S MOTION	(Month(s) Probation	~
SENTENCED TOYEARS IN (NAME OF INSTITUTION)	S	Year(s) Probation	
AND / OR \$FINE		Month(s) Probation & S	& Costs
CONCURRENT WITH OTHER	-	Month(s) and Sentence	Suspended
CONSECUTIVE WITH OTHER	-	Year(s) and Sentence S	Suspended
REMARKS:			
DISPOSITION DATE: SIGNATURE OF P	ERSON WRITIN	G DISPOSITION	
INST	RUCTIONS		
REASON FOR THIS FORM: The U.S. Supreme Court has ruled that unle	ess a dispositio	n is shown for an arrest and fo	or the charge, then that arrest
Dead Lab How the Saljot o looks and Mandelly H			
OFFICER who files charges and prepares the necessary follow up report upper portion is ESSENTIAL. It MUST be completed in detail.	will PREPARE	A DISPOSITION SHEET. The	information requested in the

OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

included with the reports.

LAWRENCE-GREENWOOD 02330

ARREST REPORT

Winona Police Department
City of Winona, Mississippi 38967 Phone (601) 283-1121

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NO	
ARREST DATE	ZINT.
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Subject	Stopped
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	joint
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 -	NCIC #

NAME OF PERSON ARRESTED					ALIAS OR N	ICKNAMEIS	ARREST	DATE	7 ⊢	
NAME OF PERSON ARRESTED	11	//			A2 O		06	296	Z m	
Willie J. TT	mphic				20011212121		09-0	13 /3	٦	
ADDRESS OF SUSPECT	•				OCCUPATION	V	TIME	MA, 🔼 🗸	Σ	
W.O. Box 333							7:21	PM]	
SOCIAL SECURITY NO.	STATE ,	LI	DRIVER'S CENSE NU		INFORMATIO	N TYPE	. EXP	IRES	-	
			7200	3/2			`		<u>~</u>	
AGE RACE SEX EYES	HAIR HE	IGHT WEIGHT	DATE OF	FBIRTH	PLACE OF	BIRTH	TAT	TOOES	OR ID. MA	ARKS
<u> </u>		1.	09-10	9-7/	ļ					
WHERE ARRESTED	L L		1 :	HOW ARE	EST MADE:	ON VIE	w 🗆 c/	ALL X	WARRAN	T .
Hendones ST				WARRANT	r NO.		WAF	RRANT	ÂTE	011
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/	use supp	plementary report	0. 0001110	znai intorma	mon nor cover	eu upcve.				

To Smake,

Winone Police also had Warrant on Subject.

Willie Herphill was taken to Mont. By Jail were he repused to take breath test for S.A.C. and refused Wrine drug screen to determine substance which impaired his ability to operate a motor Vehicle.

Subject Charged OUI 15 (#000049)

Milland

UNIFORM TRAFFIC TICKET DRIVING UNDER THE INFLUENCE AGENCY CODE 4903 City of Winona IN THE COURT DESIGNATED BELOW, THE AFFIANT HEREIN, BEING DULY SWORN, UPON OATH DOES DEPOSE AN SAY THAT WITHIN THE COUNTY OF MONTGOMERY STATE OF MISSISSIPPI COUNTY OF MONTGOMERY DUDICIAL DISTRICT DATE DA
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ADDRESS P.O. Box 335 CITY Winona STATE MS. ZIP COOK 8 967 DRIVER LICENSE NUMBER CLASS STATE SEX RACE DATE OF BIRTH MONTE SOM OF 10-7
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mont M B 09-10-7
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35C-165 STATE YEAR MAKE MODEL VEHICLE TYPE
Coffense occurred within the city limits of WINONA Mississippi
☐ Offense occurred within the city limits of
D.U.I. (FIRST OFFENSE)
The officer signing below states on oath that Willie J. Hemphill on Signify 3, 19993
MONTGOMERY County, Mississippi (City of WINONA) did, in violation of 663-11-30(1) as provid 63-11-30(2)(a), willifully and unlawfully drive or otherwise operate a motor vehicle within this state: (check only one of the bi
(a) Under the influence of intoxicating liquor; or
(b) under the influence of any other substance which impaired such person's ability to operate a motor vehicle; or (c) while having ten one-hundreths percent (.10%) or more by weight volume of alcohol in the person's blood by
upon milligrams of alcohol per one hundred (100) cubic centimeters of blood as shown by a chemical analys
such person's breath, blood or urine administered as authorized by Title 63, Chapter 11 of the Mississippi (of 1972, to wit:% in violation of section 63-11-30(1)(c); or
(d) under the influence of any drug or controlled substance, the possession of which is unlawful under the Missis
Controlled Substance Law; AGAINST THE PEACE AND DIGNITY OF THE STATE OF MISSISSIPPI
15:97/1/1
AFFIANT/OFFICER'S SIGNATURE
•
L
SWORN TO BEFORE ME, THIS THE 4 DAY OF 19 19
Lover Blay ach
(NAME AND TITLE)
ABRAIGNMENT DATE BEFORE:
ADDRESS CITY Half on Quitman 5 PHONE 81 125-115
ADDRESS CITY THAT ON GUMMON I PHONE #() 20 776
CASE #PAGE #ORIGINAL/AFFIDAVIT-THIS COPY MUST BE FILED WITH THE COURT OR COURT CLERK
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DOCKET # THE DEFENDANT CHARGED HEREIN:
DOCKET # THE DETENDANT CHARGED HEREIN: WAIVED defendant's right to an attorney after having been advised by the trial judge of the defendant's right to attorney, and, if the defendant could not afford an attorney that one would be appointed free of charge to represent defendant; or

ORIGINAL/AFFID

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☐ SP3-Speeding (☐ SC2-Ran Stop Sign)	/Red Light		_ /\	1-No Driver L No Motor Vel		rpired) ction: (Expired)
☐ WW2-Driving on Wr			•	-Expired Tag		coole (Expaco)
☐ VR2-Driving While L	-			2-Driving Whi		Suspended
☐ FO1-Following Too C	closely			Under Implie	d Consent	Law
☐ PA1-Improper Passis	· · · · · · · · · · · · · · · · · · ·		O RK	L-Reckless D	riving	
RW2-Failed To Yield	Right of Way		□ NH	Tint Law	-	
OTHER VIOLATION: (e section viol			ion below):	Offense
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☐ Violation pursuant to ☐ Required placard unde	Commercial Drive er Hazardous Mat	r's License La erials Transpo	ortation Act.			
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Document obtained by APM Reports from the Montgomery County storage facility at the former U.S. Corrulite plant in Winona, MS.

approx.			
ID. NO.	PRISON	ER'S JAIL RECORD	R234 No. 25
NAME Willie	Hemph111	DATE 9-3-99	S TIME 17:10
ALIAS		ADDRESS PIOIBOX 33	33 Winora, ms
AGE 23 RACE			
BIRTH 9-10-7	PLACE OF Monda	men Co SCARS	
ARRESTING mecay	ulla, Townsend	ARRESTING WIPID	
OFFENSE DUT -	Insufficient lest (Refused)	RELIGION
STATUS			
SENTENCE	SENTENCE	HOLD	
DISEASE	EXPIRES		E ALLOWED— OD BEHAVIOR
HOW RELEASED B	atz	DATE 9/3/97	T TIME 16/0
RELEASING OFFICER			

01d Fine 4 474.50

	· 		
DISPOSITION SHEET (See Instructions Below)	RETUR		lece Dest
DEFENDANT'S NAME: LAST FIRST MIDDLE /	Black	SEX AGE	DATE OF BIRTH
ARREST FILE NUMBER OFFENSE DATE OFFENSE	NUMBER	WARRANT NUMBER	CAPIAS NUMBER
	ES FILED:		
1. No Deivers license			
2. D. U. I 1 st. aff.			
3.			
PROSECUTOR: City Attorney County Attorney District Atto	rney	CAUSE NUMBER: 9509	-2057-2057
PLEA: Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed	NAME OF CO	1 - 1) . //	Palie Court
CHARGES: SAME AS A	1	DUCED TO:	
1.			
2.			
3.			
DISPOSITION(s) (If more than one, indicate for which charge.)			
□ NO BILLED	\$F	ine and \$	Costs
☐ CASE PRESENTED — PROSECUTION REFUSED	Da	ay(s) County Jail and \$	& Costs
☐ DISMISSED AT TIME OF EXAMINING TRIAL	Me	onth(s) County Jail &\$	& Costs
☐ DISMISSED BY STATE'S MOTION	Mo	onth(s) Probation	
SENTENCED TOYEARS IN (NAME OF INSTITUTION)	Yo	ear(s) Probation	
AND / OR SFINE	Mo	onth(s) Probation & \$_	& Costs
CONCURRENT WITH OTHER	Mo	onth(s) and Sentence Su	uspended
CONSECUTIVE WITH OTHER	Ye	ear(s) and Sentence Sus	spended
REMARKS: Gently to all			
DISPOSITION DATE: SIGNATURE OF PE	• /2/)	$\perp I = I$	
09-05-95 Donne	UCTIONS	flock	
REASON FOR THIS FORM: The U.S. Supreme Court has ruled that unles must be DELETED from the Subject's record and transcript.	V	s shown for an arrest and for th	ne charge, then that arrest
OFFICER who files charges and prepares the necessary follow up report w upper portion is ESSENTIAL. It MUST be completed in detail.	III PREPARE A	DISPOSITION SHEET. The in	formation requested in the
OFFICER delivering the Offense Report and any Supplement Reports to the included with the reports.	Prosecutor will	make certain that a completed	Disposition Sheet is
PROSECUTOR, for REASONS stated in paragraph one, Is URGED to comple	ete their portion	of the form immediately after C	ourt Disposition.

ARREST REPORT

Winona Police Department
City of Winona, Mississippi 38967
Phone (601) 283-1121

06	.10
NO	
NO	
REST DATE -15-95	RT. THUMB PRINT
EXPIRES	
None	OR ID. MARKS
CALL D	WARRANT ATE
Kel	BUSINESS TRADE NAME
RESISTED	

NAME OF PERSON ARRESTED	ALIAS OR NICKNAME(S) ARREST DATE
Willie J. Hemohill	ALIAS OR NICKNAME(S) ARREST DATE
ADDRESS OF SUSPECT	OCCUPATION TIME TAM D
P.D. BOX 333	14124 Rem 1 音
SOCIAL SECURITY NO. DRIVER' STATE LICENSE	S LICENSE INFORMATION JUMBER TYPE EXPIRES
NOC	OF BIRTH PLACE OF BIRTH TATTOOES OR ID. MARKS
24 B M BR BIK 58 140 9-1	
24 B M BR BIK 581409-1	HOW ARREST MADE: NON VIEW CALL WARRANT
Kelly's Stop & Go	WARRANT NO. WARRANT DATE
OFFENSEIS SUSPECTED OR CHARGED	WARRANT DATE
	<u>-55</u>
DATE OFFENSE COMMITTED TIME	COURT
G-15-95 14124 800	
WHERE OFFENSE COMMITTED TYPE PREMI	SES BUSINESS TRADE NAME
Huy 51 Sarth Store	Kellu's Sto & Go
ARMED YES NO	CHECK ALL ITEMS WHICH APPLY
TYPE WEAPON	DRUNK DRINKING CURSED RESISTED
PREVIOUS ARRESTS	OTHER PERSONS ARRESTED FOR SAME OFFENSE
<u> </u>	I UNK
VEHICLE YEAR MAKE MODEL STYLE COLOR	
INVOLVED NIA -	WHERE
PROPERTY PLACED IN PROPERTY ROOM	
NAME OF COMPLAINANT	RELATION OF COMPLAINANT & SUSPECT - IF ANY?
Kenneth Townsend W-9	None
ADDRESS OF COMPLAINANT	BEST PHONE OTHER PHONE
100 / Marti St	283-1121 283-1145
WITNESSES NAME. BEST CONTACT ADDRESS	AGE BEST PHONE OTHER PHONE PARENT OR GUARDIAN?
· David micaula 109 Liberty	283-1121 283-1145 NA
, and the same of	
2 NA	NA NA NA
NOTE FACTS OF ARREST NOT INCLUDED ABOVE.	
On above date and time wi	11:01 Hamphill in a Channel
on good care and thine wi	mes, herpinn aus craiges
with obstruction of Justice	and arrested at Kellin's
with contaction addition	and direction at helids
stop & Go. W.P.D. was trying	to apprehend subjects
) The second second
gambling behind Jeff's Car the subjects that police of	Wash Willie Hemphill told
	a vil
the subjects that police (ars were pulling up.
3 , ,	7 7
	The second secon
ARRESTEE'S RIGHTS GIVEN BY DATE	TIME PLACE
RESULTS OF INVESTIGATION	NCIC #
ARRESTING OFFICERS , REPORT MADE BY	FINAL DISPOSITION
McCaulla Townsend Townser	d
	tional information not covered above LAWRENCE-GREENWOOD 02032

MUNICIPAL COURT

AFFIDAVIT

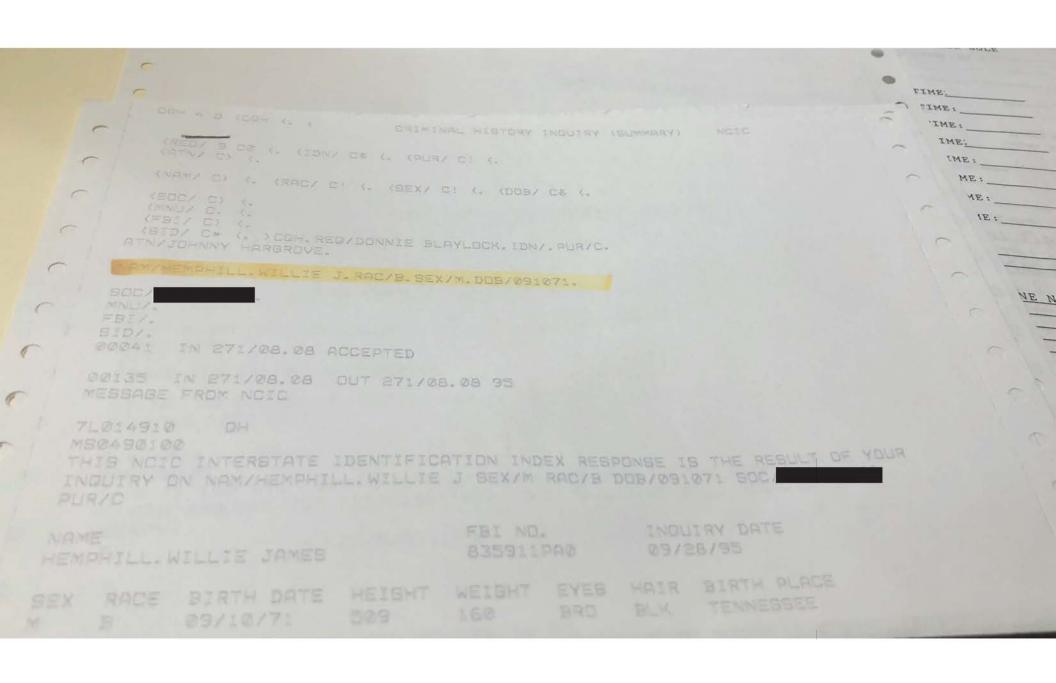
CITY OF WINONA

day of September, 1995, unlawfully and willfully Warning the guys at Jeff store that were gambling that the police was coming attempt to obstruct the administration of justice in
day of September, 1995, unlawfully and villfully by warning the guys at Jeff store that were gambling that the police was coming attempt to obstruct
by warning the guys at Jeff store that were gambling that the police was coming attempt to obstruct
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that were gambling that the police was coming attempt to obstruct the administration of justice in
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Within the City limits of
Miss Sentin 9M-9=55
obstruction of Tystice 9/-9-55
against the peace and dignity of the state and/or against the ordinances
of City of Winona and within the corporate limits of said city.
Kenthal
AFFIANT
SWORN TO AND SUBSCRIBED BEFORE ME, this the Loth day of
SWORN TO AND SUBSCRIBED BEFORE ME, this the Loth day of
SWORN TO AND SUBSCRIBED BEFORE ME, this the ball day of
SWORN TO AND SUBSCRIBED BEFORE ME, this the day of
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SWORN TO AND SUBSCRIBED BEFORE ME, this the body of
SWORN TO AND SUBSCRIBED BEFORE ME, this the day of
SWORN TO AND SUBSCRIBED BEFORE ME, this the standard day of
SWORN TO AND SUBSCRIBED BEFORE ME, this the day of

(See Instructions Below)	TO		Police Nest
DEFENDANT'S NAME: AST FIRST MIDDLE	BLACE	SEX AGE	DATE OF BURTH
ARREST FILE NUMBER OFFENSE DATE OFFENS	E NUMBER	WARRANT NUMBER	CAPIAS NUMBER
CHAF	RGES FILED:	<u> </u>	
1. obstruction of Justice			
2.			
3.			
PROSECUTOR: City Attorney County Attorney District A	ttorney	CAUSE NUMBER: 950	19 - 3524
PLEA: Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed		SENTENCE COURT: WILLIAM S AGISTRATE) DOMAIN	Palie Court
CHARGES: SAME A	S ABOVE	REDUCED TO:	
1.			
2.			
3.			
DISPOSITION(s) (If more than one, indicate for which charge.)			······································
□ NO BILLED	\$	Fine and \$	Costs
☐ CASE PRESENTED — PROSECUTION REFUSED		Day(s) County Jail and	\$ & Costs
☐ DISMISSED AT TIME OF EXAMINING TRIAL		Month(s) County Jail 8	&\$& Costs
☐ DISMISSED BY STATE'S MOTION		Month(s) Probation	•
SENTENCED TOYEARS IN (NAME OF		Year(s) Probation	
INSTITUTION) AND / OR \$FINE		Month(s) Probation & \$	6 & Costs
CONCURRENT WITH OTHER		Month(s) and Sentence	Suspended
☐ CONSECUTIVE WITH OTHER		Year(s) and Sentence S	Suspended
REMARKS: Quetty			
DISPOSITION DATE: SIGNATURE OF	PERSON WRITIN	G DISPOSITION Bloy lock	
	TRUCTIONS		
REASON FOR THIS FORM: The U.S. Supreme Court has ruled that un must be DELETED from the Subject's record and transcript.	less a dispositio	n is shown for an arrest and fo	r the charge, then that arrest
OFFICER who files charges and prepares the necessary follow up report upper portion is ESSENTIAL. It MUST be completed in detail.	will PREPARE	A DISPOSITION SHEET. The	information requested in the
OFFICER delivering the Offense Report and any Supplement Reports to included with the reports.	the Prosecutor w	ill make certain that a complet	ed Disposition Sheet is
PROSECUTOR, for REASONS stated in paragraph one, is URGED to cor	nplete their porti	on of the form immediately afte	r Court Disposition.

LAWRENCE-GREENWOOD 02330

Document obtained by APM Reports from the Winona Police Department in Winona, MS.



HEMOHILL, WILLIE SOCIAL SECURITY IDENTIFICATION DATA UPDATED 05/04/94 THE DRIMINAL HISTORY RECORD IS MAINTAINED AND AVAILABLE FROM THE INDEX BY USING THE APPROPRIATE NGIC TRANSACTION. 1-ARRESTED OR RECEIVED 05/27/92 AGENCY-SHERIFF'S OFFICE MEMPHIS (TN0780000) CHARGE 1-UNLAWFUL POSSESSION OF A WEAPON 1 0

ON N D (CON 1. 1 CHIMING MISTORY INDUING SCORECATES MAIN CERTA CO. C. CHIDA DR C. THIS INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR RECORD REQUEST FOR FBI/835911PAD. THE FOLLOWING WILL RESPOND TO YOUR - FBI/835911PA0

271/08 10 DUT 271/08 10 95

Spillman Database

Page 1 of 2

Document obtained by APM Reports at the Memphis Police Department from Ms. Starks, who said that Hemphill is listed as a suspect in connection with this incident.

Memphis Police Department Law Incidents

		·	<u> </u>				172 / m8659 -	2/8/2018 9:00	:47 AM
Incident Num					Incid	ent Docı	ıments:		
Nature:	Assault	Case Number:							
						Old East			
4.43	112725 D - Lim 1	D A D 17. #1				eplaced			
	"3725 Robin]	PAKK; #1			Area: with	/26			
Long / Lat:	Memphis	State	TN - Tenness	00	Zip: 38111		Contac	t: Karl Jack	zcon.
Complainant:	Mempins	State.	11V - 1 clinicss	<u> </u>	Zip. 36111		Contac	t. Kail Jack	15011
H00683498									
Last: Jackson	1	First:	Karl			Middle:	Michael	Suffix:	
DOB:				Addr	ess:		11210111101	~ W11111	
				Long /	Lat: /				
Race: B - Blace	ck Gender:	Male Telephone:	(901)327-201	7 C	ity: Memphis	State:	TN - Tennes	see Zip:	38111
Involvements:		b	- In .	4.	C.	lo 1	h		
Туре	Record #	Date	Descrip	tion	Amount	Kela	tionship I	Relate Incid	ent
Law Homicide	Incident Det	oil•							
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Law Incident	Offenses Deta	il:						· · · · · · · · · · · · · · · · · · ·	
			Offen	se Codes					
					·				
Sequence #		Code	 	Descrip			Amount		
[1		AWOW		Assault	Other Weapon	1	\$0.00		
Law Incident	<u></u>								 -
Law incident	Circumstance	<u>s:</u>	Contributing	Circum	stonoos				
			Contributing	Circuin	stances				
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Incident M.O.	Detail:								
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Case Activity	Record:					-:			
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	<u> </u>		L	<u> </u>			Officer		
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		•			Assign Bureau				
2	12/09/1995		12/09/1995	ASN -			Grisham	Jones Roy	,
	12,07,1770			Assigne			Stephen T	551105 100	'
					Bureau				
Incident Case	Notes:								
Law Incident !	Narrative:	·							
									1

The complainant advised that a MB struck him in the face with a large stick. The complainant received a large cut above the left eye, where he received a 22 stitches at Baptist Central Hospital. The complainant advised that he did not know why the suspect hit him with the stick. Montgomery 5578Fri Dec 8 21:53:58 CST 1995 Submitted by: Bell 0690

Law Supplemental Narrative:

Supplement #1

GRISHAM,3131 Sat Dec 9 08:13:40 CST 1995

THE WRITER HAS BEEN UNALE TO REACH THE COMPLAINANT BY PHONE. A LETTER REQUESTING PROSECUTION INTENTIONS WAS SENT TO THE COMPLAINANT'S LISTED ADDRESS. THIS WILL BE CARRIED AS CLOSED PENDING FURTHER RESPONSE FROM THE COMPLAINANT.

MUNICIPAL COURT

CITY OF WINONA

iginal-Court by-Defendant

960 3115

AFFIDAVIT

who stated under signed officer of said court	
Tilippie Hannelias	
day of and 11001	
day of Aorillary, 19 950, unlawfully and willfully	
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4 Kississippi . Intuiblation of Retion	
lode 92-23-93)	
Constitution of the second sec	
Shoplyding (92-28-93)	
against the peace and dignity of the state and/or against the ordinances of City of Winona and within the corporate limits of said city.	
x Sarah Dinches	,
AFFIANT	
SWORN TO AND SUBSCRIBED BEFORE ME, this the 5th day of	-
Defendant may be released on bail upon making bail bond in the amou	n!
\$, conditioned upon appearance in court for arraignment	16
the 9th day of Johnson, 1995, at 2'Mpm. o'clock.	
Mrs. Harres 10	
Municipal Judge, Count Clerk.	
(SEAL) Deputy Clerk	

(See Instruction SHEET							
DEFENDANT'S NAME (See Instructions Below)	PETUDO						
THANK! LANG	RETURN TO 1()						
ARREST FILE NUMBER	Windy P.W.						
OFFENCE A OFFENCE	RACE SEX AGE DATE OF BIRTH						
DIOFFENSE DATE OFFENS	SE NUMBER WARRANT NUMBER CAPIAS NUMBER						
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CHA	RGES FILED:						
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3.	A STATE OF THE STA						
PROSECUTOR: City Attorney County Attorney							
District Al	ttorney CAUSE NUMBER Of M. CORE						
Nolo Contendero	100 3110						
I RIAL RESULT. Guilty	NAME OF COURT: CITY C						
Not Guilty Guilty Dismissed	JUDGE (MAGISTRATE)						
CHARGES: I SAME AS	ABOVE REDUCED TO:						
1.	REDUCED TO:						
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	The state of the s						
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DISPOSITION(s) (If more than one, indicate for which charge.)	the standard of						
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CASE PRESENTED - PROSECUTION REFUSED	Day(s) County Jail and \$ & Costs						
DISMISSED AT TIME OF EXAMINING TRIAL							
DISMISSED BY STATE'S MOTION	Month(s) Probation						
SENTENCED TOYEARS IN (NAME OF							
INSTITUTION)	———— Year(s) Probation						
AND / OR SFINE							
CONTROL WITH OTHER	Month(s) & Costs						
ONCURRENT WITH OTHER	Month(s) and Sentence Suspended						
CONSECUTIVE WITH OTHER	Year(s) and Sentence Suspended						
	Suspended						
EMARKS:	PSON WRITING DATA						
ISPOSITION DATE:	RSON WRITING DISPOSITION						
	UCTIONS						
Court has ruled that unless	s a disposition is shown						
REASON FOR THIS FORM: The U. S. Supreme Court has ruled that unless must be DELETED from the Subject's record and transcript.	s shown for an arrest and for the charge, then that arrest						
to the proof will be the proof	II PREPARE A						
and DEPut	DISPOSITION SHEET. The information						
OFFICER who files charged. It MUST be completed	Prosecutes Prosecutes						
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OFFICER det the reports.	portion of the form immediately						
included with	after Court Disposition.						
- for REASON	The state of the s						
CUTOR, 15							

AFFIDAVIT

PERSONALLY &	ppeared before
- rancio	ppeared before me, the undersigned officer of said court who stated under oath that
Tille	Hemokel aid on a -11
day of Olives	, 1996, unlawfully and willfully
THE PERSON	January and willing
and a	elonique tare steal
- anal da	My allina a 1973
Thereol	et I Impala Tuit to and
- MOIM IN	color, the personal
- Jacob Contra	Botty and Marcus
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- Di Olat	10 01 Det 2 CONO
97-17-41	The state of the s
· car andrewer a	THE PARTY OF THE P
Jarram	Wand 97-17-41
against the peace	and dignity of the state and/or against the ordinances
of City of Winona	and within the corporate limits of said city.
	monely wood
CONCURRENT WITH OTH	Ell- Printh(x) and (restates Supposed)
SWORN TO AND S	SUBSCRIBED BEFORE ME, this the 5th day of
or ready.	
Defendant may	be released on bail upon making bail bond in the amount
f \$, conditioned upon appearance in court for arraignmen
the M day of	
t the <u>47-1</u> day of	January, 1995, at 2:00pm. o'clock.
	Ma the
	I wy thrunton
(SEAL)	Municipal Judge, Court Clark, Deputy Clerk
	7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7

DISPOSITION SHEET (See Instructions Below) ARREST FILE NUMBER DISPOSITION SHEET (See Instructions Below) MIDDLE MIDDLE OFFENSE DATE DISPOSITION SHEET (See Instructions Below) CHARGE CHARGE CHARGE	RETURN TO WINORA RACE SEX AGE DATE OF BIRTH NUMBER WARRANT NUMBER CAPIAS NUMBER ES FILED:
PROSECUTOR: City Attorney County Attorney District Attorney PLEA: Noio Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed CHARGES: SAME AS ABOUT.	NAME OF COURT: SENTENCED IN:
3. DISPOSITION(s) (If more than one, indicate for which charge.)	,
NO BILLED	Fine and \$Costs
CASE PRESENTED - PROSECUTION REFUSED _	Day(s) County Jail and \$ & Costs
DISMISSED AT TIME OF EXAMINING TRIAL	Month(s) County Jail &\$ & Costs
DISMISSED BY STATE'S MOTION	Month(s) Probation
SENTENCED TOYEARS IN (NAME OF	Year(s) Probation
ND / OR sFINE	Month(s) Probation & \$ & Costs
ONCURRENT WITH OTHER	Month(s) and Sentence Suspended
ONSECUTIVE WITH OTHER	Year(s) and Sentence Suspended
	ON WRITING DISPOSITION
INSTRUC	CTIONS

ON FOR THIS FORM: The U.S. Supreme Court has ruled that unless a disposition is shown for an arrest and for the charge, then that arrest DELETED from the Subject's record and transcript.

R who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in to tion is ESSENTIAL. It MUST be completed in detail.

delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is with the reports.

FOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

Winona Police Department City of Winona, Mississippi 38967

OFFENSE REPORT

Phone (601) 283-1121

NO					NO	
	ssification	on .				
1 COMPLAINANT & NAME (Firm name if business)	2 AGI	DESCENT	SEX	DOB	3 PHONE	(Business)
Texaco - Gasmart					283	3-47/8
4 COMPLAINANT'S ADDRESS	5 CITY	11:000			6 PHONE (Residence)
7 COMPLAINANT'S BUSINESS. EMPLOYMENT OR SCHOOL	8 OB	ECT OF ATTACK (Bu	ralary (1)	neft assault etc.	<u> </u>	
TAVACO - GAS MORT					•	
9 PLACE WHERE OFFENSE OCCURRED	10 TYP	PE OF BUILDING (Re	sidence.	store, bank, etc.)	
TAYONG GOS MORT	12 050	ORTED TO				
II KEPOKIED BY		1/):000	24	PN		
13 DAY, DATE AND TIME OF OFFENSE	14 DA	Y. DATE AND TIME	OF REPO	RT T		
Thursday 27 0004	ļ	same.				
15' BODILY INJURIES TO HOSPITAL?	16 HO	W REPORTED (In per	son, pho	ne, on view, oth	er)	
17 M/O (How done · force used · at what point · with what tool or weapon · ather	acts or	trade marks)				
				·		
17A EXACT WORDS USED BY OFFENDER						
18 VEHICLE INVOLVED IN OFFENSE (Year - colpr - make - model - auto license no.	· yeqr ·	state)		***************************************	Comple	inant's Suspect's
NR5-826 78 Cher CIO	PK	BLUI	OTI	4		
19 DIRECTION OF FLIGHT ON DE SOW AUTO FOOT STREET OR ROAD	1	L COMPLAINANT PR	OSECUTE	?		
21 NAME AND ADDRESS OF SUSPECT(S), OR AGE DESCENT SEX DESCRIPTION	l			·	22 CIRCLI	E IF SUSPECT IS
I Willie Hemphill BM				•		Relative - Acquaintance
		·····				
2 23 WITNESSES NAME, BEST CONTACT ADDRESS	AGE	BEST PHONE		OTHER PHONE		APENT OR CHARGIAN
Dorthy King	700	Sessi viione		OTHER PHONE		PARENT OR GUARDIAN?
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2 24 NARRATIVE (Write in any available details not covered above)		<u></u>				
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25 INVESTIGATING OFFICER(S)	_ 40 REP	ON MADE ST	-/C-114-11	1		_VAIE
27 CASE FILED 28 THIS CASE IS		29 APPROVED	BY	V		
Yes No Cleared by arrest Unfounded Inactive	Other			 		

UNI TEPATA COURT

AFFIDAVIT

ITY OF WINOHA

Cay Defendant

	eared before me, the undersigned officer of said course. It as Albert, who stated under oath that	
	mphill, did, on or about the 27	
a, of guru	, 19 90, unlawfully and willfully	
•	1966	
and follow	was 6018 packs of Budules	,
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property	Of Texaco Grandon . Ulithin	_
- the cital	tion Of Clation, Cool.	
(97-17-43		
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of City of Winona an	nd dignity of the state and/or against the ordinances and within the corporate limits of said city.	S
	Depthy *Kin	
;	SOLOThy Sing	1
SWORN TO AND SU.	BSCRIBED BEFORE ME, this the day of	4 .
J	pe released on bail upon making bail bond in the amon	un!.
) £ - \$	_, conditioned upon appearance in court for arraignment	menr
on the 21d day of	19 9/4, at 2'10 pm. o'clock.	
	· Mary Harringto)n
164	Municipal Mudge, Court Cyerk, Deputy Clerk	
. inal-dourt		

Winona Police Department

ARREST REPORT

NAME OF PERSON ARRESTED

City of Winona, Mississippi 38967 Phone (601) 283-1121

partment				
ippi 38967	NO	O		
21	N	D		
ALIAS OR NICKNAME(S				
ALIAS OR NICKNAMES BUSTED OCCUPATION INFORMATION TYPE	77-2	1-91	NIN.	
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Document obtained by APM Reports from the Montgomery County storage	ge facility at the former U.S. Corrulite plant in Winona, MS.
5.5.	
ID. NO.	JAIL RECORD NO
NAME WILLIE JAMES HEM	DHILL DATE 7-2156 - 11-1911-
ALIAS BUSTETT	ADDRESS 1558 PRESCOTI, MEMPHIS
DATE OF 9-10-71 PLACE OF MIST	SCARS OR WEIGHT / O
DATE OF 9-10-71 PLACE OF MS. ARRESTING OFFICER WALLORS TOWNSEND	ARRESTING AGENCY W, P D
OFFENSE CITY WARRANT	RELIGION
STATUS	
SENTENCE SENTENCE BEGINSEXPIRES	HOLD FOR
DISEASE	TIME ALLOWED—
HOW RELEASED	DATE TIME
RELEASING OFFICER	
	KIND OF THE PARTY
1)	

(See Instructions Below)	10:00 Warma Palice Dest.				
DEFENDANT'S NAME: LAST FIRST MIDDLE	RACE SEX AGE DATE OF BIRTH				
ARREST FILE NUMBER OFFENSE DATE OFFENSE	1301-0-177,00				
	GES FILED:				
1. Petet Laceny					
2.					
3.					
PROSECUTOR: City Attorney County Attorney District Att					
PLEA: Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed	NAME OF COURT: William Police Court JUDGE (MAGISTRATE) A Mala Brown				
CHARGES: SAME AS	ABOVE REDUCED TO:				
1.					
2.					
3.					
DISPOSITION(s) (If more than one, indicate for which charge.)					
□ NO BILLED	\$Fine and \$Costs				
☐ CASE PRESENTED — PROSECUTION REFUSED	Day(s) County Jail and \$ & Costs				
DISMISSED AT TIME OF EXAMINING TRIAL	Month(s) County Jail &\$ & Costs				
DISMISSED BY STATE'S MOTION	Month(s) Probation				
SENTENCED TOYEARS IN (NAME OF INSTITUTION)	Year(s) Probation				
AND / OR SFINE	Month(s) Probation & \$ & Costs				
CONCURRENT WITH OTHER	Month(s) and Sentence Suspended				
CONSECUTIVE WITH OTHER	Year(s) and Sentence Suspended				
REMARKS: guelly					
07-23-96 N.D	ERSON WRITING DISPOSITION				
	RUCTIONS ess a disposition is shown for an arrest and for the charge, then that arrest				
OFFICER who files charges and prepares the necessary follow up report upper portion is ESSENTIAL. It MUST be completed in detail.	will PREPARE A DISPOSITION SHEET. The information requested in the				
OFFICER delivering the Offense Report and any Supplement Reports to the included with the reports.	e Prosecutor will make certain that a completed Disposition Sheet is				
PROSECUTOR, for REASONS stated in paragraph one, is URGED to comp	lete their portion of the form immediately after Court Disposition.				

LAWRENCE-GREENWOOD 02330

ARREST REPORT

Winona Police Department
City of Winona, Mississippi 38967 Phone (601) 283-1121

NO	·
NO	
ARREST DATE	l= 05
8-10-96	A C C
TIME AM	BW /4
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WARRANT DA	ATE
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SPECT - IF ANY	ť
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HER PHONE	PARENT OR GUARDIAN?
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Front door	Hospital
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NAME OF	PERSON	ARRESTE	W://	1	5 4	EMP	1:11		ALIAS OR	NICKNAME(S	B-10-	96	PRINT	g =
ADDRESS	OF SUSP	1				11/1-1			OCCUPAT	ION	TIME	□ AM	₩ ₩	24
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WITNESS	S NAME.			BES	T CONT	CT ADDR	RESS	AGE	BEST PHON	IE	OTHER PH	IONE		PARENT OR GUARDIAN?
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NOTE FA	CTS OF AR	REST NO	T INCLUD	ED ABOVE.	· · · · · ·			L1	· · · · · · · · · · · · · · · · · · ·					
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Went	out	the	done i	of the	ر 144	itina c	TOOM A	and a	west th	rough th	L. France	t doo	of t	Le (bspika)
the waiting room willie J Hemphill then refused to return to the waiting, leaves														
The_	WAITIN	y loon	<u>~</u> _	<u> </u>	Henr	thell f	then I	ctusca	fo ic	turn to t	the wa	iting	. 49	mark6tics
He then became versey belligerest + had A strong ocks of an alcoholic beverage .														
I Officer Herring + Officer Nix then used the newserry force to control the														
Situto	tion.													
ARRESTE	'S RIGHTS	GIVEN	BY			DAT	E	TIM	Ē	PLACE				
RESULTS	OF INVES	TIGATION	1	<u></u>								· · · · · · · · · · · · · · · · · · ·	NC	cic #
ARRESTIN	G OFFICE	RS			REI	PORT MAD	DE BY			F	INAL DISF	POSITIO	<u> </u>	
Lenni	4/1/.8	Č												
Use supplementary report for additional information not covered above. LAWRENCE-GREENWOOD 02032														

MUNICIPAL COURT

AFFIDAVIT

CITY OF WINONA

PERSONALLY appeared before me, the undersigned officer of same and the stated under oath that	
Willie Hemphill, did, on or about the	10
day of August, 1996, unlawfully and willfully	
disturb the Perblic Reace at Lyler.	
Holmes Hospital by their news lowers	MANAGE E
refusingly stay out of the way out the me	raks
and Mexican to leave grashetal when	he
Was ask to do do within the City	<u></u>
This atting of Mississeppe In	
97-35-15	<u> </u>
Disturb the Place	
· · · · · · · · · · · · · · · · · · ·	
against the peace and dignity of the state and/or against the order of City of Winona and within the corporate limits of said city.	linances
Wichout Dennis	
AFFIANT	0
SWORN TO AND SUBSCRIBED BEFORE ME, this the day of, 19, 19	Muz.
Defendant may be released on bail upon making bail bond in	the amount
of \$, conditioned upon appearance in court for a	arraignmen
on the day of, 19, atm. o'clock	•
Municipal Judge, Court	& Clerk,
(SEAL) Deputy Clerk	

Original-Court Copy-Defendant

MUNICIPAL COURT

AFFIDAVIT

CITY OF WINONA

	PERSO	NALLY appea	red before me	the ur	ndersigned off	Ficer of s	said court
	Wille	i Glen	shill ⁰	, did	l , on or abou	ut the/	10
day	of	luguet	, 19_ <u></u>	<u>76</u> , ur	lawfully and	willfully	, <u></u>
	was	Bubl	ie ilrunk	at	Tyler	Holm	25)
	Hospia	tal in		exel	of two	21 or	more
	Also	ous u	return the	e a	the finite	is as	
	Win	ora, M	issisipp	i In	Visla	lian o	
	Nisse	ssippi.	Cool &	letio	in 97-1	9-47	<u> </u>
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			dignity of the within the co				dinances
					Michael &	FIANT	
							<i>(</i>)
	SWORN	TO AND SUB	scribed befori 9 <u>96</u> .	E ME, th	is the	_day of _	my.
	Defen	dant may be	released on l	oail upo	on making bai	l bond in	the amount
of,	\$, conditioned	upon ap	pearance in o	court for	arraignmen
on	the	day of _		, 19_	, at	n. o'clock	:•
	/ 	168 A			Municipal Ju	Slayloc dge, Court	L Clerk,
	(SEAL)	100			Deputy Clerk	********	

MUNICIPAL COURT

AFFIDAVIT

CITY OF WINONA

PERSONALLY appeared before me, the undersigned officer of said court Much Gel Werking, who stated under oath that
Willie Hearphill , did , on or about the 10
day of legist, 1996, unlawfully and willfully
resist by pulling away and refusing to do what officer Michael, Herring
ask him to do at Igle Holmes)
Hospilal, within the City lemets of
Mina Thisissippe der Wall aller of
The sparse of the same of the
97-9-73 Resisting arrest
against the peace and dignity of the state and/or against the ordinances of City of Winona and within the corporate limits of said city.
Mislay & Centry AFFIANT
SWORN TO AND SUBSCRIBED BEFORE ME, this the 10 day of 19.
Defendant may be released on bail upon making bail bond in the amount
of \$, conditioned upon appearance in court for arraignmen
on the day of, 19, atm. o'clock.
D. Blaylock
(SEAL) Municipal Judge, Court Clerk, Deputy Clerk

Original-Court Copy-Defendant

DISPOSITION SHEET	RETURN TO: 1-				
(See Instructions Below) (See Instructions Below) (AST , FIRST , MIDDLE	BACE, SEX AGE DATE DE KIETH				
Hemphell Willie	Black Male 34 09-10-71				
Aithean na					
CHARG	ES FILED:				
1. Fublic string					
2. Resisting arrest					
3. Disturb the Peace	4191				
PROSECUTOR: City Attorney County Attorney District Attorney	orney CAUSE NUMBER: 9608-4193-4192				
PLEA: Nolo Contendere Not Guilty Guilty	SENTENCED IN:				
TRIAL RESULT: Not Guilty Guilty Dismissed	JUDGE (MAGISTRATE) Wordd Smel				
CHARGES: SAME AS					
1.					
2.					
3.					
DISPOSITION(s) (If more than one, indicate for which charge.)					
□ NO BILLED	\$ Fine and \$ Costs				
CASE PRESENTED - PROSECUTION REFUSED	Day(s) County Jail and \$ & Costs				
☐ DISMISSED AT TIME OF EXAMINING TRIAL	Month(s) County Jail & \$ & Costs				
☐ DISMISSED BY STATE'S MOTION	Month(s) Probation				
SENTENCED TOYEARS IN (NAME OF	Year(s) Probation				
INSTITUTION) AND / OR \$FINE	Month(s) Probation & \$ & Costs				
CONCURRENT WITH OTHER	Month(s) and Sentence Suspended				
CONSECUTIVE WITH OTHER	Year(s) and Sentence Suspended				
REMARKS: Quilty to all.	UK. Program				
DISPOSITION DATE: SIGNATURE OF AE	ERSON WRITING DISPOSITION				
	RUCTIONS ()				
REASON FOR THIS FORM: The U.S. Supreme Court has ruled that unle	ss a disposition is shown for an arrest and for the charge, then that arrest				
must be DELETED from the Subject's record and transcript.	*				
OFFICER who files charges and prepares the necessary follow up report v	vill PREPARE A DISPOSITION SHEET. The information requested in the				

OFFICER who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in the upper portion is ESSENTIAL. It MUST be completed in detail.

OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is included with the reports.

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

STATE OF MISSISSIPPI

MUNICIPAL COURT

AFFIDAVIT

CITY OF WINONA

Copy-Defendant

PERSONALLY appeared before me	, the undersigned officer of said court , who stated under oath that
Adam was seen	, did , on or about the
day of August, 190	36, unlawfully and willfully
and feloniously take	Possessian of (1) 18
- Pack of Budweiser beer	held by and Offered
tor Sale by Texago Gas	Mort, A Merchant, with
The intention and Purpo	se of converting such
- Merchandise to her own	use without Paying
the Merchant's Stated a	price of 90.69 Subject
and offense 12-29-92	301 of Ottense 4-03-41
within the City limits of	Winne Mississing' To
- Violation of Mississippi So	ection code 97-23-92
Shapliffing 4th offense (97-23-93)
against the peace and dignity of the of City of Winona and within the co	he state and/or against the ordinances orporate limits of said city.
255-4419	Landi miller
•	AFFIANT
SWORN TO AND SUBSCRIBED BEFORE	ME, this the 15th day of
Defendant may be released on b	oail upon making bail bond in the amount
	upon appearance in court for arraignmen
on the 20th day of August	
	Alix Brown
(SEAL)	Municipal Judge, Court Clerk, Deputy Clerk
Original-Court 055	

	CITY COURT CRIMINAL DOCKET/MINUTE	ROCK	DATE : DEC 17, 1996
	WARRANT AND AFFIDAVIT	<u> wathesses</u>	ASSESSMENTS AMOUNT
1		CITY	FTNE OCEF
3	3 TO MINUTES		TV
. 4	UININA FILICA DIS FINITANIA VS. VS. DATE OF TAXABLE T		TC
£	6 HIMPHYLL WILLES		SL OM
	OFFERSE: SHOPLIFFING (\$250)		0r Abr
	* APTIMAT: CANDI MILLIA ** PROS ATTY: PUIT CRULL		DV TOTAL
	12 DEF AFTY: LEE BATLEY		
	¹⁴ Pu Eller	W. U.	
	15 DISPOSITION: DOUND SYCK 16 FINU: .00 BOND CO:	. 88	
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,	52 55 56 STREET THE COURT MON STANDS ADJOURNED UNTIL NEXT TERM		MAH BRZ
	54 DEDUCED THAT THE COURT MUNICIPAL HAVE STATES		MUNICIPAL JUDGE

THE STATE OF MISSISSIPPI MUNICIPAL COURT CITY OF WINONA

ARREST WARRANT

(FELONY)

You are hereby ordered to take the body of while Hemphell, defendant, and bring said person before the undersigned municipal judge of the aforesaid court without unnecessary delay for
·
said person before the undersigned municipal judge of the aforesaid court without unnecessary delay for
i i i i i i i i i i i i i i i i i i i
initial appearance on the charge of Shop lesting 5th and
6th offense
The defendant's copy of this warrant is to be served upon the defendant. Said defendant may be admitted to
bail upon making appearance bond in the amount of
to be approved by
GIVEN under my hand and issued this the day of day of day,
19 <u>96</u> .
Chimaly by Grad
Municipal Judge
(SEAL)
IMPORTANT NOTICE TO DEFENDANT
An explanation of your rights and the procedure of this court is printed on the back of this page and should
be carefully read to you.
OFFICER'S RETURN
I have this day executed the foregoing ARREST WARRANT.

ARREST REPORT

Winona Police Department City of Winona, Mississippi 38967 Phone (601) 283-1121

NO		
NO		

		_								110		378.0
NAME OF PERSON ARREST						4	ALIAS OR	NICKNAM	IE(S) ARI	REST DATE	Ę	
$W_i//ie$	Hem	OhiLL							1/2	7-16-9		
ADDRESS OF SUSPECT			•	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		(CCUPATI	ON	TIM A		M B	
SOCIAL SECURITY NO.		STATE		DRIVE LICENSE	R'S LICET	YSE I	NFORMAT	ION TYPE		EXPIRES	A 로	
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25 B M	Br	13/1 3			7-10-17	2			<u>.</u>	TATTOOE	5 OR	ID. MARKS
WHERE ARRESTED	1				t			: Пои	_	CALL		
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DATE OFFENSE COMMITTE	·	TIME				₹Ť	n'/			H		· .
9-15-96 WHERE OFFENSE COMMIT	TED	<u> </u>	~	TYPE PREI			117					
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NAME OF COMPLAINANT					RELA	TION	OF COMP	LAINANT	& SUSPE	CT - IF AN	YY?	, , ,
ADDRESS OF COMPLAINAN	IT					-			1			
The state of the s	•								BEST	PHONE		OTHER PHONE
WITNESSES NAME.		BEST	CONTACT A	ADDRESS	AGE	8E	ST PHONE		OTHER	PHONE		PARENT OR GUARDIAN
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2 NOTE FACTS OF ARREST N	OT INCLUE	ED 450V#										
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RESULTS OF INVESTIGATIO	N		 				····					
											NCI	C #
RRESTING OFFICERS			REPORT	MADE/BY				<u> </u>	FINAL D	ISPOSITIO	N	
			1	Also -				I	, -			
		Use supp	tementary re	port for add	litional info	rmatra	л not cove	red above.				

NAME Willia	e Hemphill	DATE 12-16-96	TIME _ 9:15 AM
ALIAS		ADDRESS	
DATE OF -	SEX M EYES B	HAIR BIK HEIGHT SCARS OR MARKS	8 WEIGHT 160
APPESTING	1- K-2 + W-4 sluber 5 th 46th	ARRESTING K-1, K-Z	RELIGION RELIGION
/			
STATUS	CEL VEN VOE		
SENTENCE BEGINS	SENTENCE EXPIRES	HOLD FOR	
DISEASE		TIME ALLO	
HOW RELEASED	alright Bonding	CO. DATE 2-1-97	TIME 15:12
	R 70		

STATE OF MISSISSIPPI ABSTRACT OF COURT RECORD

WINONA, MUNICIPAL COURT

609 ETBERTY STREET
WINONA, MS. 38967
PHONE NO. 601-283-1121

	110,3
County Montgomery	AGENCY CODE 490.3
	TICKET NO.
DEFENDANT 55	
DRIVER'S LICENSE NUMBER	RACE Black SEX Male
NAME Willie & (Buster) Hemphily	RACE Black SEX GHACE
	2001.77
CITY WINDOW STA	TE
VEHICLE INFORMATION	
REGISTRATION (TAG) NO.	STATEYEAR
VEHICLE MODEL YEARMAKE	TYPE
,	% BAC
CHARGED WITH: Shopleftery 4th off	SPEED ZONE
CHARGED WITH:	17.96 HWY OR STREET
CHARGES WERE FILED BY: Candi Miller	Heiner Has Mart
	7,00 4000
DEFENDANT ENTERED A PLEA OF:	
JUDGEMENT OF COURT: Quelty	
BY JUDGE: Nonald Good	
REMARKS BY COURT:	
DEFENDANT WAS FINED \$	PLUS ASSEMENTS OF \$
SENTENCED TO:	
	APPEALED ()
BAIL FORFEITED ()	
FINE PAID ()	
CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF	MY COURT RECORD AS RECORDED IN:
DOCKET 3 - 9608 - 42/1 PAGE	GE
•	
CASE	Pout Obol
SIGNED N. Blaylock	TITLE <u>Court Clerk</u> 3-9608-4211
JIGHAD	2-9608-4211

		•	•
DISPOSITION SHEET	RETU	RN	
(See Instructions Below)	то	*155 P.	ue Dept.
DEFENDANT'S NAME: LAST A FIRST MIDDLE .	4BACE 1		7 9 9 9
Henphell Wille	Black	Male AGE	DATE OF BIRTH
ARREST FILE NUMBER V OFFENSE DATE OFFENSE NUMBER	WARRANT NUMBER	CAPIAS NUMBER	
	ES FILED:		
1. Shaplitain 4 to			
2.			
3.			
PROSECUTOR: City Attorney County Attorney District Atto	глеу	CAUSE NUMBER: 9608	1-4211
DI SA.		, ŞENTENCED	IN() / . ()
PLEA: Note Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Dismissed	NAME OF CO	OURT: Wyrona	Palice Cour
TRIAL RESULT: Not Guilty Guilty Dismissed	JUDGE (MA	GISTRATE) X Forald	and
CHARGES: SAME AS A	NBOVE RE	EDUCED TO:	<u> </u>
1. Oka Sinii are Mantin	10 0	,	
greating realing 12	17-90	<u>e</u>	
2.			
2			
3. DISPOSITION(s) (If more than one, indicate for which charge.)		· .	
of Fronts) (if more than one, indicate for which charge.)			
□ NO BILLED	\$ F	ine and \$	Costs
☐ CASE PRESENTED — PROSECUTION REFUSED	D	ay(s) County Jail and \$	& Costs
DISMISSED AT TIME OF EXAMINING TRIAL	M	lonth(s) County Jail &\$	& Costs
DISMISSED BY STATE'S MOTION	M	lonth(s) Probation	
SENTENCED TOYEARS IN (NAME OF		ear(s) Probation	·
INSTITUTION)		car(3) Tobacion	
AND / OR sFINE	M	onth(s) Probation & \$_	& Costs
CONCURRENT WITH OTHER	M	onth(s) and Sentence Si	uspended
CONSECUTIVE WITH OTHER	Y	ear(s) and Sentence Sus	spended
REMARKS: Bound over			
DISPOSITION DATE: SIGNATURE OF PER	SON WRITING	DISPOSITION	
12.17-96 Dounie	12 11	Nack	
INSTRU	JCTIONS		
REASON FOR THIS FORM. The IL S. Surrome Court has suited that will be			

REASON FOR THIS FORM: The U. S. Supreme Court has ruled that unless a disposition is shown for an arrest and for the charge, then that arrest must be DELETED from the Subject's record and transcript.

OFFICER who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in the upper portion is ESSENTIAL. It MUST be completed in detail.

OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is included with the reports.

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

D-A -

INFORMATION SHEET

defendant's NAME: Willie J./	Yenphill ss#_	
ALIAS:	ATTORNEY:	Bailey
DATE OF BIRTH: 09-10-71		
CHARGE: Shoplifting 4th s		
PRELIMINARY: YES: X DATE: 12	-/7-96 NO:	
NAME OF BUSINESS: Texaco GASMANT WAY OF DOING BUSINE OWNERSHIP, COFP., ETC.	Jitrey 5, 4	NEED FULL LEGAL RSHIP, WHETHER SOLE
STATEMEN	NTS	
NOTE: WITNESSES AND OTHER"S PRE	ESENT	
Julia BAY - & Jitra	Ja. DATE:	TIME:
CANdi Miller - GASMA	-et DATE:	TIME:
		TIME:
	DATE:	TIME:
	DATE:	TIME:
	DATE:	TIME:
		TIME:
		TIME:
EVIDENCE AND LOCATION - LAB RE CHAIN OF EVIDNECE: GAS MA	nonme	
	SS 200 N74- NOV 14	PHONE NO.
	NONA	
CAPTAIN Jerry Yates		

STATE OF MISSISSIPPI

MUNICIPAL COURT

AFFIDAVIT

CITY OF WINONA

Original-Court Copy-Defendant

PERSONALLY appeared before me, the undersigned officer of said court
Willie Buster Hemptill, did, on or about the 21st
day of August , 1996, unlawfully and willfully
did willfully and unlawfully and foloniously
take Possession of (1) Bud or Bud light Quart 121, 1/10
neld by and offered or displayed for sale
- by distrey dr. on 407, a store with the intention and purpose of convertise such
Merchandise to his own use without Daylos
The Merchanti stated price therefore within the
City limits of Windra Mississippi In violation of
Openious Convicted at Sheal the 1st all me
12-10-93 July Stop + So 13 49 holds at 8 hould
n 08-03-94 In. 4000 mast 4/19
Shoplifting 5th offense - 97-23-93
against the peace and dignity of the state of
against the peace and dignity of the state and/or against the ordinances of City of Winona and within the corporate limits of said city.
Talea Ran
SWORN TO AND SUBSCRIBED BEFORE ME, this the 22nd day of
Defendant may be released on bail upon making bail bond in the amount
of \$, conditioned upon appearance in court for arraignment
on the 21th day of August, 1996, at Zingm. o'clock.
(SEAL) Municipal Judge, Court Clerk, Deputy Clerk

1 Draggery, 10	UTTY COURT CRIMINAL DOCKET/	ライン
DOCKET NOT 3 95084283 MINONA POLICE DEPARTMENT VS.	AMREST NEWS	CITY FINE
BEENGE SHOPLIFING (325) AFTINE META RAY	59) - FKT +- DATE: - 8/24/96 DEFE	TV TC
PER ATTY: PUTT CRUD.		DM OF ARF
PLEA: DISPUSITION: BUUND OVER FIME: .00 FOND CO	O: BOND AMT:	TETAL
· · · · · · · · · · · · · · · · · · ·	*************************************	: 00
	27-1975年11日 11日 11日 11日 11日 11日 11日 11日 11日 11日	
DEDITED THAT THE COURT MOM	A STANDS ADJOURNED UNTIL NEXT TERM	MUNICIPAL JUDGE

MUNICIPAL JUDGE

I certify that Willie J. Hempfull whose address is
was granted an initial appearance before me on the day of 19. The following information was given to the defendant verbally and a copy of this certificate was also given the said defendant verbally and a copy of this certificate was also given the said defendant defendant.
To: Willie J. Hemphill (Bustu) defendant:
 CHARGE AND PENALTY. You have been charged with the following felony crime (s) and if you are utimately convicted you may be sentenced to the penalty shown after the crime (s).
A. Shap lifting 3rd STATUTES PENALTY 97-23-93 POO. 00 and/or 540a
В
C
A copy of the complaint against you is attached to this certificate. If your name and address as shown above are incorrect the error should be pointed out to the Court or any officer of the Court in which you appear. RIGHT TO REMAIN SILENT., You are not required to speak and any statements you make may be used against you. RIGHT TO AN ATTORNEY. You have the right to the assistance of councel and if you are unable to afford councel an attorney will be appointed to represent you. An attorney to be appointed/ or hired. RIGHT TO COMMUNICATION. You have the right to communicate with your attorney family or friends and reasonable means will be provided by the officer in charge of the jail to enable you to do so. RIGHT TO PRELIMINARY HEARING. You have a right to a preliminary hearing before a judicial officer of the charges made against you to determine whether there is probable cause to believe that a crime has been committed and that you committed it. If such probable cause is found not to exist you will be discharged from custody. At any such preliminary hearing you shall have the right to cross examine any witnesses offered against you, compel the attendance of witnesses in your own behalf by subpoena and offer any evidence in your own behalf. A preliminary hearing will be held unless waived, in writing to the charges set forth in paragraph 1 above is A
This day of 19

STATE OF MISSISSIPPI ABSTRACT OF COURT RECORD

WINONA, MUNICIPAL COURT **509** ETBERTY
STREET

WINONA, MS. 38967

PHONE NO. 601-, 283- 1121

	AGENCY CODE 4903
County Montgiment	· ·
	TICKET NO.
DEFENDANT	M5 DATE OF BIRTH 09-10-91
	RACE Black SEX Male
NAME OF STREET	RACE June 38A - 174
CITY Umona STATE	MS ZIP CODE 38967
VEHICLE INFORMATION REGISTRATION (TAG) NO.	STATE YEAR
•	TYPE
VEHICLE MODEL YEARMAKE	% BAC
CHARGED WITH: Shoplefting 3 nd	
CHARGED WITH: Shopleftery 3	SPEED ZONE
DATE OF VIOLATION: 08-21-86 COURT DATE /2-	For Mart
CHARGES WERE FILED BY: Quilia Ray Junion	FOOD THE BADGE NO.
DEFENDANT ENTERED A PLEA OF:	
JUDGEMENT OF COURT: Quelty	
BY JUDGE: Donald Bonch	
REMARKS BY COURT:	
REMARKS BT COOKT.	
DEFENDANT WAS FINED \$	PLUS ASSEMENTS OF \$
SERVIDIO TO:	APPEALED ()
BAIL FORFEITED ()	
FINE PAID ()	
1 CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF MY	COURT RECORD AS RECORDED IN:
DOCKET 3 - 9608-4233 PAGE	
CASE	
0 10 10	May & Plack
SIGNED N. Blay lock	3-9608-4235
	3-9608-4235

DISPOSITION SHEET (See Instructions Below)	RETUR TO···	•	na Pal	lie Dept
DEFENDANT'S NAME: LAST LEIRST WILLIE Buste	Black C	sex	AGE	DATE OF BURTH
ARREST FILE NUMBER OFFENSE DATE OFFENSE P	IUMBER	WARRANT	NUMBER	CAPIAS NUMBER
CHARGE	S FILED:			
1. Shoplifting 3th				· · · · · · · · · · · · · · · · · · ·
2.				
3.	·			
PROSECUTOR: City Attorney County Attorney District Attor	ney (CAUSE NUMBI	1400	- 4233
PLEA: [Note Contendere Not Guilty Guilty TRIAL RESULT: [Not Guilty Guilty Dismissed	NAME OF COU	- 7	1 5 /	les Cout
CHARGES: SAME AS A	BOVE []RED	UCED TO:		
1. grelemenacy Hearing,	12-17-	96		
3.				
DISPOSITION(s) (If more than one, indicate for which charge.)			· · · · · · · · · · · · · · · · · · ·	
□ NO BILLED	5Fir	ne and \$ _		Costs
☐ CASE PRESENTED — PROSECUTION REFUSED _	Day	y(s) County	y Jail and \$	& Costs
DISMISSED AT TIME OF EXAMINING TRIAL	Moi	nth(s) Cou	nty Jail &\$.	& Costs
DISMISSED BY STATE'S MOTION	Мог	nth(s) Prol	ation	
SENTENCED TOYEARS IN (NAME OF	Yea	ar(s) Proba	ition	•
INSTITUTION)FINE	Mor	ith(s) Prob	ation & \$	& Costs
CONCURRENT WITH OTHER			Sentence Su	
CONSECUTIVE WITH OTHER			entence Sus	
REMARKS: Bound over		(5) 4114 5	entence susp	Jenueu
12-17-96 SIGNATURE OF PERS	son WRITING DIS	sposition wheth		
REASON FOR THIS FORM: The U.S. Supreme Court has ruled that unless must be DELETED from the Subject's record and transcript.		shown for an a	rrest and for the	charge, then that arrest

OFFICER who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in the upper portion is ESSENTIAL. It MUST be completed in detail.

OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is included with the reports.

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

STATE OF MISSISSIPPI

MUNICIPAL COURT

AFFIDAVIT

CITY OF WINONA

Copy-Defendant

PERSONALLY appeared before me, the undersigned officer of said court Wichele Reeves Jitney Jr., who stated under oath that
Willie Hemphill, did, on or about the 22nd
day of Physist , 1996, unlawfully and willfully did willfully and unlawfully and feloniously taxe possession of (1) case of Budweiser the Valued at 17.16 held by and offered for sale by litrey in on Church street a some with the intention and purpose of Converting such merchandise to his own use therefore within the city limits of Winance
Mississippi. In volation of Mississippi section
- Cod. 97-23-93
Shaplifting loth offense
against the peace and dignity of the state and/or against the ordinances of City of Winona and Within the corporate limits of said city.
SWORN TO AND SUBSCRIBED BEFORE ME, this the Zandday of
Defendant may be released on bail upon making bail bond in the amount
of \$, conditioned upon appearance in court for arraignment
on the 27th day of August, 1996, at Ziousm. o'clock.
(SEAL) Municipal Judge, Court Clerk, Deputy Clerk

Ken and

	UF ARREST		MEMPHIS PO	LICE DEPARTI	MENT	100	200
Thur	Date 11/14/96 Time 2245	2. Location of Arrest	lye PL.	. 0	District S	AST 3. Book	12/3/2/5
4. Name	Hemphill		willie	5. 3 Wases N	ckname (Emphil	6. Driver's License A	No. & State
7. Date of Bir	th Age 'Sex	Race HT WT B 5'9" 130		Comp. Scars	8. Occupation	Where Employed	9. Soc. Sec. No.
O. Residence		Memph 5 T	N 11. Weapon-	Make & Model	Serial No. of W	eapon 12. Pr	roperty Receipt No.
3. Vehicle Di	iven by Arrestee	License Number &	State	Disposition of	Vehicle Accident	Yes No	Vehicle I.D. Number
4. Arrested \	With	15. Indicate I.S.I). Section Involved	35 26	16. Offense Report No.		Sheriff's R & I No.
	Richard (Imperio	al Guard) Age Sex	Race Residence	Address		Residence Phone	Ausiness Phone
o. Witness	11011111	Age - Sex	Race Residence	Address	CSO	Residence Phone	Business Phone
20. Charges a	and Court Action Crimit	ngl Treaspass	139-16	1-405)	10-21-2018	Date Hour	Div. Disposition
					CERTIFIEL		
					DT 193418		
	543				CHR	JUN 2 1 2019	BS9505
Arresting	Officer Emp.	Arresting Officer	Emp. ₽	Car No S4D	Transported by: # 3358 S.E. Dealon 3540	EATE	INITIAL
nvestigating Offi		investigating Officer	Emp. ₽	Assigned	Supervisor Approv.	1	
22. Narrative	er received holding	Prisoner Call to 17	47 mortue F	1. From I	moerial Guard/		
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Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

96432285-01 | The State of Tennessee vs JAMES WILLIE HEMPHILL

Case NumberCourtJudicial Officer96432285-01Division 8Dwyer, TimFile DateCase TypeCase Status11/14/1996AffidavitSentenced

Party

State of Tennessee

The State of Tennessee

Race Other

Officer

MPD TRANSFER OFFICER, Unknown

Address 2054 GAYLE MEMPHIS TN 38127

Defendant

HEMPHILL, JAMES WILLIE

DOB 09/10/1971

Race Black

Address 1558 S PRESCOTT MEMPHIS TN 38111-5042

Charge

Charges HEMPHILL, JAMES WILLIE

	Description	Statute	Level	Date
1	CRIMINAL TRESPASS	39-14-405	Misdemeanor C	11/15/1996

Bond Settings

Setting Date

11/17/1996

Disposition Events

11/18/1996 Plea▼

Judicial Officer Judge, Converted

1 CRIMINAL TRESPASS

Not Guilty

11/18/1996 Disposition ▼

1 CRIMINAL TRESPASS

Found Guilty, Guilty Plea

11/18/1996 Sentenced ▼

1 CRIMINAL TRESPASS

Sentenced

Condition - Adult

1. Conversion, CONFINEMENT: 0 Month(s) 10 Day(s) CREDIT: 0 Month(s) 5 Day(s) 0 Hour(s) , 11/18/1996, Active 11/18/1996

Events and Hearings

11/14/1996 Case Filed	
11/18/1996 Arraignment ▼	
Hearing Time	
9:00 AM	
11/18/1996 Arraignment ▼	
Hearing Time	
9:00 AM	
11/18/1996 Base Rate Clerk	
11/18/1996 Resets	
11/18/1996 Post Judgement Court Orders	
01/01/1997 Letter for Default Payments	
07/17/2000 Enter Collection Agency 09 LCC	
12/04/2000 Public Defender Administration Fee	
12/04/2000 Public Defender Admin Fee Waiver	
12/04/2006 Uncollectable (10 years old)	
05/09/2007 Cancel Collection Agency 09	
03/05/2017 First Garnishment	

Financial

HEMPHILL, JAMES WILLIE

Total Financial Assessment \$242.00
Total Payments and Credits \$0.00

11/18/1996	Transaction Assessment	\$180.00
9/21/1997	Transaction Assessment	\$15.00
3/5/2017	Transaction Assessment	\$47.00

OF ARREST		SH	ELBY CO	OUNTY SHE	RIFF'SP	EPARTMENT			, ×		Alo
11-15-96 Times 9	2. · Location of A	rest 20	1 Parl	lar- JA	7	1	District		3. (Booking N	732285
4. Name Last HEmphill	Willie		Mid	dle	5. Al	ases Mickname		6. Drive	r's License		
7. Date of Birth Age Sex	Race HT,		lair E	yes Com		rs 8. Occu	pation	Where	Employed		9. Soc. Sec. No.
9-10-7/ M 10. Residence Street	B 59	Contract		Reo ME. Weapon-Ma		1 Se	rial No. of Weapo	i .	12.	M.P.D. P	roperty No.
1555 PRESLOT	twohs	TN.									α s
13. Vehicle Driven by Arrestee	License Nur	mber & Sta	te	Dispos	sition of Ve	hicle	Accident Involved	Y N		Vehicle I	.D. Number
14. Arrested With	15. In	dicate Bure	eau Involve	ed_		16. Offer	se Report No.		17. Sher	iff's R &	No.
18. Complainant's Name 65 Div 08	Age	Sex	Race	Residence	Address			Residenc		3003	Business Phone
19. Witness	Age	Sex	Race	Residence	Address	SCS	2	Residence	e Phone		Business Phone
5. Charges and Court Action RA: 4-21-94						(0-21-20	318	Date	Hour	Div.	Disposition
SW 6594/11022					7	CERTI	PINU			!	7 4
COMP of COURT- GON	,					(Joursa	418	1		ı	4
29-9-102						CH	R	N 2 1	2010	COP	6427-2
21. Aresting officer S. No.	Arresting Office	r S. N	lo.	I	Car No.	Transport		5	ATE	1 7	NITIALS
Investigating Officer S. No.	Investigating Of	ficer S. No	ο,	-	Assigned	Superviso	r Approv.				
22. Narrative							15.		1		
						12					2
		• -	V Ta	1 20	Tour	S HEMP	h:11		1	i	
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	•				20	14. 12. 12. 12. 12. 14.		i Lastaria	NAME OF		
			JAIL	COPY	14, 1, 4	elmania – Tie	7	and the second	and the same		

Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

96432285-02 | The State of Tennessee vs JAMES WILLIE HEMPHILL

Case Number 96432285-02 File Date 11/15/1996 Court
Division 8
Case Type
Bench Warrant

Judicial Officer Dwyer, Tim Case Status Disposed

Party

State of Tennessee

The State of Tennessee

Race Other

Officer

SHELBY COUNTY, Unknown

Defendant

HEMPHILL, JAMES WILLIE

DOB 09/10/1971

Race Black

Address 1558 S PRESCOTT MEMPHIS TN 38111-5042

Charge

Charges

HEMPHILL, JAMES WILLIE

Description Statute Level Date

	Description	Statute	Level	Date
1	CONTEMPT OF COURT-GENERAL LAW	29-9-102	Misdemeanor C	01/01/1900

Bond Settings

Setting Date

11/15/1996

Disposition Events

04/09/2001 Plea▼

Judicial Officer Judge, Converted

1 CONTEMPT OF COURT-GENERAL LAW

Not Guilty

04/09/2001 Disposition ▼

1 CONTEMPT OF COURT-GENERAL LAW

Dismissed Without Cost

04/09/2001 Sentenced ▼

1 CONTEMPT OF COURT-GENERAL LAW

Sentenced

Events and Hearings

11/15/1996 Case Filed

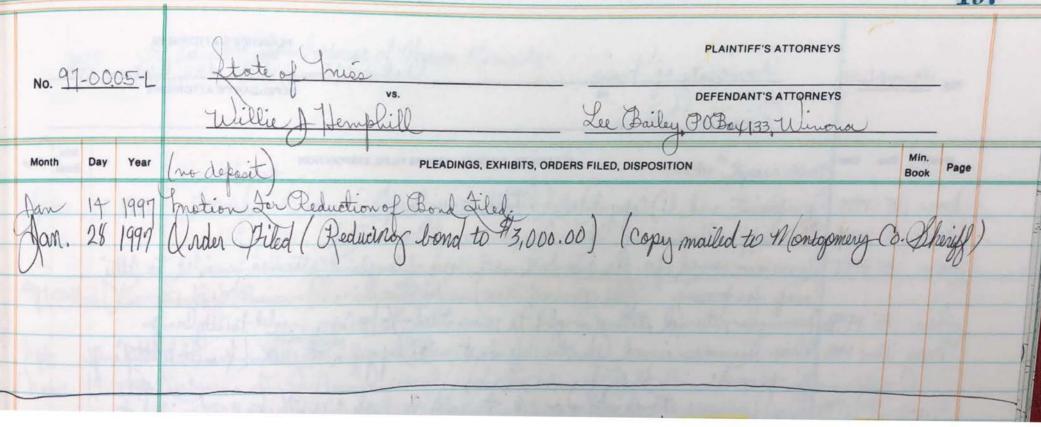
11/18/1996 Arraignment ▼

Hearing Time 9:00 AM
12/20/1996 Report to Court ▼
Hearing Time 9:00 AM
12/20/1996 Bench Warrant
12/04/2000 Bench Warrant Arraignment ▼
Hearing Time 9:00 AM
12/06/2000 Report to Court ▼
Hearing Time 9:00 AM
12/06/2000 Bond Fee
12/15/2000 Report to Court ▼
Hearing Time 9:00 AM
01/26/2001 Attorney ▼
Hearing Time 9:00 AM
01/26/2001 Bench Warrant
03/21/2001 Bench Warrant Arraignment ▼
Hearing Time 9:00 AM
03/21/2001 Public Defender Administration Fee
03/21/2001 Public Defender Admin Fee Waiver
03/23/2001 Report to Court ▼
Hearing Time 9:00 AM
03/23/2001 Bond Fee
03/26/2001 Attorney ▼
Hearing Time 9:00 AM
04/09/2001 Compliance ▼
Hearing Time 9:00 AM

GENERAL AND SUBPOENA DOCKET, CIVIL CASES — L

MONTGOMERY COUNTY, MISSISSIPPI

197



State of miss vs. Willie & Hempfill No. 97-0005-L

No. 97-0005-L

CIRCUIT COURT

	Term 19
State o	0 4 .
the o	PLAINTIFF
	VS.
Millie A	Hempfill.
0	DEFENDANT
ction For	
ocket No.	Page 197
	Attorney for Plaintiff





September 30, 2013

The contents of this file have been destroyed.

See: Order for Destruction of Civil Files signed by Joseph H. Loper, Jr. dated 8/26/13 and recorded in Minute Book 1 at page 496

Records Disposal Authorization signed H. T. Holmes, Director, Mississippi Department of Archives and History dated 9/9/13 and recorded in Minute Book 1 at page 494.

INDICTMENT

THE STATE OF MISSISSIPPI VERSUS WILLIE J. HEMPHILL CAUSE NO.7453

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING §97-23-93

THE STATE OF MISSISSIPPI COUNTY OF MONTGOMERY

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, OCTOBER TERM, 1996 Grand Jury Recalled March 20, 1997

The Grand Jurors of the State of Mississippi, taken from the body of good and lawful citizens of said county, elected, summoned, empaneled, sworn and charged to inquire in and for the county aforesaid, at the term aforesaid of the Court aforesaid, in the name and by the authority of the State of Mississippi, upon their oath present that

WILLIE J. HEMPHILL

late of Montgomery County, Mississippi, on or about the 21st day of August, 1996, in the county and state aforesaid and within the jurisdiction of this Court, did wilfully, unlawfully and feloniously take possession of one (1) quart of Budweiser or Bud Light Beer, having a value of One dollar and Forty-Nine cents (\$1.49), which were held by, offered, or displayed for sale by the Mims Convenience Stores, Inc., a corporation, d/b/a Jitney Jr. in Winona, Mississippi, a further and more complete description being to the Grand Jury unknown, the said defendant having then and there the intention and purpose of converting said merchandise to his own use without paying the purchase price therefor, and the defendant having been at least twice previously convicted of shoplifting upon charges separately brought and arising out of separate incidents at different times; such convictions more particularly described as follows:

- 1. Convicted of shoplifting on December 29, 1992, in the Municipal Court of Winona, Mississippi, in cause no. 9212-1537;
- 2. Convicted of shoplifting on August 16, 1994 in the Municipal Court of Winona, Mississippi, in cause no. 9408-2696;

all of the above being in violation of Miss. Code Ann., Section 97-23-93, and against the peace and dignity of the state of Mississippi.

Endorsed: A True Bill

Foreman of the Grand Jury

istrict Attorney

MAR 2 1 1997

MRS. TINA RYALS - BLAYLI OK

CIRCUIT CLERK

D.C.

ALRIGHT BAIL BONDS

796 Goodman Road East Southaven, Mississippi 38671 MISSISSIPPI LICENSE NO. 9003274 FEB 0 4 1997

Lyda Blaylock

MRS. TINA RYALS BLAYLOCK

CIRCUIT CLERK

By Circuit CLERK

APPEARANCE BOND

Court.

Bond No. 6566)

THE STATE OF MISSISSIPPI	
MANTGOMERY COURTS	
MONTGomery County. Willie HEMPhill	, principal, and
LINDA C. ALRED D/B/A ALRIGHT BAIL BONDS surety, agree to pay	the state of mississippi
#3,000.00	
11:11: 11-01:11	Dollars, unless the said
Willie Hemphill Court on the APRILLERM day of	shall appear before the
Court on the HPRillERM day of	
19 97 at 9 o'clock AM m., and from day	to day and term to term until
discharged by law to answer a charge of Shofe Lifiting	
	1
ALRICHT BAIL BONDS (Signed)	1:11
By DOROTHY IACKSON Wells Hen	Principal
APPROVED:	
This 1st day of 1-EB 1997	
-70 ora or Ca	melell
	0

IN THE CECUIT COURT OF Montgomes COUNTY, MISSISSIPPI
<u>april</u> TERM, 19 <u>97</u>
STATE OF MISSISSIPPI
VERSUS CRIMINAL CAUSE NO. 7453
PETITION TO ENTER PLEA OF GUILTY
The Defendant, after having been first duly sworn, on his/her oath represents and states unto the Court the following: 1. My full name is
and I am also known as I request that all proceedings against me be had in my true name. This petition has been read and explained to me by my lawyer, and I understand the contents herein.
2. I am represented by a lawyer; his/her name is
H. Lee Barley, In.
3. I wish to plead GUILTY to the charge (s) of All told my lawyer all the facts and circumstances known to me about the charges against me. I believe that my lawyer is fully informed on all such matters. My lawyer has counseled and advised me on the nature of each charge, on any and all lesser-included charges, and on all possible defenses that I might have in this case.
5. My lawyer has advised me as to the probabilities of my conviction on the charges with which I am charged and thoroughly discussed all aspects of my case with me. My lawyer has made no threats or promises of any type or kind to induce me to enter this plea of guilty, and the decision to seek the entry of this plea was my own and mine alone, based on my own reasons and free from any outside coercive influences.
6. I understand that I may plead Not Guilty to any offense charged against me. If I choose to plead Not Guilty the Constitution guarantees me: a. the right to a speedy and public trial by jury, b. the right to see, hear, and face in open court all witnesses called to testify against me; and the right to cross-examine those witnesses; c. the right to use the power and process of the Court to compel the production of any evidence, including the attendance of any witnesses in my favor; d. the right to have the assistance of a lawyer at all stages of the proceedings; e. the presumption of innocence, i.e., the State must prove beyond a reasonable doubt that I am guilty; and f. the right to take the witness stand at my sole option; if I do not take the witness stand, I understand that, at my option, the jury may be told that this shall not be held against me.

Knowing and understanding the Constitutional guarantees set forth in this paragraph, Preby waive them and renew my desir enter a plea of Guilty.
7. I know that if I plead Guilty to this charge (these charges), the possible
sentence is
(minimum) (maximum) OC
and / or a fine of \$ to
I also know that the sentence is up to the Court; that the Court is not required to carry out any understanding made by me and my attorney with the District Attorney, and further, that the Court is not required to follow the recommendation of the District Attorney, if any. The District Attorney will take no part other than providing to the Court police reports and other factual information as requested by the Court; and the District Attorney shall make no recommendations to the court concerning my sentence except as follows: Supplementary Supplementary Supplementary Supplementary
9. I am am not presently on probation or parole. I understand that by pleading guilty in this case this may eause revocation of my probation or parole, and that this could result in a sentence of years in that case. I further understand that if my probation or parole is revoked, any sentence in that case may be consecutive to or in addition to any sentence in this case. 10. I am years of age. I have gone to school up to and including My physical and mental health is presently
satisfactory. At this time I am not under the influence of any kind of drugs or
intoxicants except
11. I declare that no officer or agent of any branch of government, Federal, State, or local, has made any promise or suggestion of any kind to me, or within my knowledge to anyone else, that I will receive a lighter sentence, or probation, or any other form of leniency if I plead Guilty, except those set forth in this plea bargain agreement.
12. I believe that my lawyer has done all that anyone could do to counsel and assist me. I AM SATISFIED WITH THE ADVICE AND HELP HE HAS GIVEN ME. I recognize that if I have been told by my lawyer that I might receive probation or a light sentence, this is merely his prediction and is not binding on the court.
13. I plead Guilty and request the Court to accept my plea of Guilty and to enter my plea of Guilty on the basis of [here set forth involvement in crime]:

The facts contained in the inclintment

- 14. I OFFER MY PLEA OF GUILTY FREELY AND VOLUNTARILY AND OF MY OWN ACCORD AND WITH FULL UNDERSTANDING OF ALL THE MATTERS SET FORTH IN THE INDICTMENT AND IN THIS PETITION AND IN THE CERTIFICATE OF MY LAWYER WHICH FOLLOWS.
- 15. In the event the Court places me on supervised probation, I state for the record that I have fully read and understand and agree to the following terms of supervised probation:
- (a) commit no offense against the laws of this or any state of the United States or of the United States;
- (b) avoid injurious or vicious habits and avoid persons or places of disreputable or harmful character;
 - (c) support all dependents;
 - (d) work faithfully at suitable employment so far as possible;
- (e) not possess or consume any alcohol beverage, nor go into or remain about any place where alcoholic beverages are sold as a primary sale item, and not possess or use any controlled substance not lawfully prescribed by a physician;
- (f) submit to any type of breath, saliva or urine chemical analysis test, the purpose of which is to detect the possible presence of alcohol or any substance prohibited or controlled by the laws of this or any state of the United States or of the United States;
 - (g) report to the Department of Corrections as directed by it;
 - (h) permit the Field Officer to visit him at home or elsewhere;
- (i) remain within the State of Mississippi unless authorized to leave on proper application therefor;
- (j) waive extradition to the State of Mississippi from any jurisdiction in or outside the United States and agree not to contest any effort by any jurisdiction to return defendant to the State of Mississippi;
- (k) pay to the Department of Corrections the sum of \$20.00 per month by "Certified check" or "money order" until discharged from supervision;
- (1) pay restitution, attorney's fees, court costs and assessments as outlined above. The terms of the Suspension of Sentence are the same as those of Supervised Probation

except items (g), (h) and (k).

16. HABITUAL CRIMINAL PARAGRAPH. If NOT applicable, CHECK If applicable lease note the statute uder which the ple of guiltry is to taken: of Corrections						
as directed by it;						
MISS CODE ANN. §99-19-81; MISS CODE ANN. §99-19-83;						
Specify the punishment sought to be enhanced:						
the or						
SIGNED AND SWORN TO BY ME on this, the						
Whe James Heinghell .						
WITNESS: H. Lee Bailey De DEFENDANTS ATTORNEY						
STATE OF MISSISSIPPI COUNTY OF Y ONLOWERLY						
SWORN TO AND SUBSCRIBED BEFORE ME ON THIS, THE 18th DAY						
Vina Ralo-Bhufock ucult Clock (Official Title)						
S S						

; 7

CERTIFICATE OF COUNSEL

The undersigned, as lawyer and counselor for the above Defendant hereby certifies:

- 1. I have read and fully explained to the Defendant the allegations contained in the indictment in this case.
- 2. To the best of my knowledge and belief the statements, representations, and declarations made by the Defendant in the foregoing petition are in all respects accurate and true.
- 3. I have explained the minimum and maximum penalties for each count to the Defendant, and consider him / her competent to understand the charges against him / her and the effect of his / her petition to enter a plea of guilty.
- 4. The plea of Guilty offered by the Defendant in this petition accords with my understanding of the facts he / she related to me and is consistent with my advice to the Defendant.
- 5. In my opinion, the plea of Guilty as offered by the Defendant in this petition is voluntarily and understandingly made. I recommend that this Court accept the plea of Guilty.
- 6. Having discussed this matter carefully with the Defendant, I am satisfied, and I hereby certify that, in my opinion, he / she is mentally and physically competent; there is no mental or physical condition which would affect his / her understanding of these proceedings; further, I state that I have no reason to believe that he / she is presently operating under the influence of drugs or intoxicants. [Any exceptions to this statement should be stated by Counsel on the Record].

ATTORNEY FOR THE DEFENDANT

NAME Wilke James Kemphill ALIAS	
SSN_ RACE RACE	SEX_ <i>M</i> .
LAST KNOWN RESIDENCE 1000 BB King Dr.	Kolmielae (
PLACE OF BIRTH LLEWOUR DATE OF BIRTH	9/10/71
COUNTRY OF CITIZENSHIP U.S.	,
	·
	8

OTLATE OF MICCIOCIDAL

THE STATE OF MISSI	221LL1		CAPIAS Cause No.	7453
TO THE	SHERIFF OF MON	NTGOMERY COUNTY—C	GREETINGS:	
WE COMMAND YOU to take th	ne bod Y of -	Willie A Th	semplill	<u></u>
f to be found in your County, and the Court room thereof in the Cithen and there to answer to the	y of Winona, on the _	25th day of March	at 10:00 A.	our Circuit Court, at
		4 4		
	HEREIN FAIL	NOT, and have you then	and there this V	Vrit.
	Witness, Ti	ina Ryals-Blaylock, Clerk	of our said Court	t, with the seal of his
	office affixed, a	at Winona, Mississippi, this	s the2lst	day of
	March	7 19 97	Haylock	, Člerk
		Ву		, D. C.

INDICTMENT

THE STATE OF MISSISSIPPI VERSUS WILLIE J. HEMPHILL CAUSE NO. 7453

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING §97-23-93

THE STATE OF MISSISSIPPI COUNTY OF MONTGOMERY

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, OCTOBER TERM, 1996 Grand Jury Recalled March 20, 1997

The Grand Jurors of the State of Mississippi, taken from the body of good and lawful citizens of said county, elected, summoned, empaneled, sworn and charged to inquire in and for the county aforesaid, at the term aforesaid of the Court aforesaid, in the name and by the authority of the State of Mississippi, upon their oath present that

WILLIE J. HEMPHILL

late of Montgomery County, Mississippi, on or about the 21st day of August, 1996, in the county and state aforesaid and within the jurisdiction of this Court, did wilfully, unlawfully and feloniously take possession of one (1) quart of Budweiser or Bud Light Beer, having a value of One dollar and Forty-Nine cents (\$1.49), which were held by, offered, or displayed for sale by the Mims Convenience Stores, Inc., a corporation, d/b/a Jitney Jr. in Winona, Mississippi, a further and more complete description being to the Grand Jury unknown, the said defendant having then and there the intention and purpose of converting said merchandise to his own use without paying the purchase price therefor, and the defendant having been at least twice previously convicted of shoplifting upon charges separately brought and arising out of separate incidents at different times; such convictions more particularly described as follows:

- 1. Convicted of shoplifting on December 29, 1992, in the Municipal Court of Winona, Mississippi, in cause no. 9212-1537;
- 2. Convicted of shoplifting on August 16, 1994 in the Municipal Court of Winona, Mississippi, in cause no. 9408-2696;

all of the above being in violation of Miss. Code Ann., Section 97-23-93, and against the peace and dignity of the state of Mississippi.

Endorsed: A True Bill

CERTIFYING STAMP

Foreman of the Grand Jury hereby certify that District Attorney

Is a true copy of the dignal that the peace of the CIRCUIT CLERK

CIRCUIT CLERK

D.C.

O.C.

THE STATE OF MISSISSIPPI

CAPIAS
Cause No. 7453

TO THE SHERIFF OF MONTGOMERY COUNTY—GREETINGS:



THE STATE OF MISSISSIPPI VERSUS WILLIE J. HEMPHILL CAUSE NO. 7453

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING §97-23-93

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WILLIE J. HEMPHILL

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all of the above being in violation of Miss. Code Ann., Section 97 and dignity of the state of Mississippi.	2-23-93, and against the peace
Endorsed: A True Bill	OFILED
Foreman of the Grand Lucy certify that the foliatrict Attorney	MAR 2 1 1997
is a true copy of the original thereof	MAS TINA RYALS - PLAY JOY

CO

THE STATE OF MISSISSIPPI	CAPIAS Cause No. 7453	
TO THE SHERIFF OF MONTGOMERY COUNTY-0	GREETINGS:	
WE COMMAND YOU to take the bod Y of Thillie A	emphill	
if to be found in your County and he she safely keep, so that you have	m her hefore our Circuit Court	ot

if to be found in your County, and he she safely keep, so that you have him her before our Circuit Court, at the Court room thereof in the City of Winona, on the 25th day of March 19 97

then and there to answer to the State of Mississippi, on a charge of the state of Mississippi, o

HEREIN FAIL NOT, and have you then and there this Writ.

Pina Blaybel , Clerk

By ______, D. C.

INDICTMENT

THE STATE OF MISSISSIPPI VERSUS WILLIE J. HEMPHILL CAUSE NO. 7453

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING §97-23-93

THE STATE OF MISSISSIPPI COUNTY OF MONTGOMERY

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, OCTOBER TERM, 1996 Grand Jury Recalled March 20, 1997

The Grand Jurors of the State of Mississippi, taken from the body of good and lawful citizens of said county, elected, summoned, empaneled, sworn and charged to inquire in and for the county aforesaid, at the term aforesaid of the Court aforesaid, in the name and by the authority of the State of Mississippi, upon their oath present that

WILLIE J. HEMPHILL

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all of the above being in violation of Miss. Code Ann., Section 97-23-93, and against the peace and dignity of the state of Mississippi.

Endorsed: A True Bill

CERTIFYING TAMP

I hereby certify District Attorney
is a true copy of District Attorney
now in my office.

ATTEST: GIRCUIT CLERK

O.C.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI

STATE OF MISSISSIPPI

VS

CAUSE NO. 7453

WILLIE J. HEMPHIL

JUDGMENT

On April 18, 1997 into open court came the district attorney, the defendant in his own proper person and the defendant's counsel, the defendant having been charged by indictment with the **FELONY CRIME OF SHOPLIFTING**, and for plea thereto, the defendant entered a plea of guilty. Thereafter, the court advised defendant of his legal and constitutional rights in the premises, and of the consequences of such a plea; and after the defendant freely, voluntarily and intelligent waived his constitutional rights, and after the defendant admitted upon direct questioning that he is guilty of the crime to which he has pleaded guilty, the said plea of guilty was and is accepted by the court.

IT IS, THEREFORE, ORDERED, that the defendant, WILLIE J. HEMPHILL, and for such crime specified above, be and he is hereby sentenced to serve a term of FIVE (5) YEARS with the Mississippi Department of Corrections, THREE AND ONE-HALF (3 1/2) YEARS suspended for FIVE (5) YEARS beginning upon his release from incarceration with ONE AND ONE-HALF (1 1/2) YEARS to serve. The defendant shall be placed on supervised probation for a period of TWO (2) YEARS.

FURTHERMORE, the defendant is to pay all court costs, assessments and a fine in the amount of \$500.00 within one year of his release from incarceration.

The following are terms of supervised probation:

- a) commit no offense against the laws of this or any state of the United States or of the United State:
- b) avoid injurious or vicious habits and avoid persons or places of disreputable or harmful character;
 - c) support all dependents;
 - d) work faithfully at suitable employment so far as possible;
- e) not possess or consume any alcoholic beverage, nor go into or remain about any place where alcoholic beverages are sod as a primary sale item, and not possessor use any controlled substance not lawfully prescribed by a physician;
- f) submit to any type of breath, saliva or urine chemical analysis test, the purpose of which is to detect the possible presence of alcohol or any substance prohibited or controlled by the laws of this or any state of the United States or of the United States;
 - g) report to the Department of Corrections as directed by it;
 - h) permit the Field Officer to visit him at home or elsewhere;
- i) remain within the State of Mississippi unless authorized to leave on proper application therefor;
- j) waive extradition to the State of Mississippi from any jurisdiction in or outside the United States and agree not to contest any effort by any jurisdiction to return defendant to the State of Mississippi;
- k) pay to the Department of Corrections the sum of \$20.00 per month by "certified check" or "money order" until discharged from supervision;
 - 1) pay fine, court costs, and assessments as outlined above;

The terms of the Suspension of Sentence are the same as those of Supervised Probation except items (g), (h), and (k).

The defendant is remanded to the custody of the Sheriff to await transportation.

SO ORDERED this the day of April, 1997.

CIRCUIT COURT JUDGE

STATE OF MISSISSIPPI

-	

		15-25	
In tha	Circuit	Court	f

nortgonery

County

Cause/Case No.

7453

TO THE MISSISSIPPI DEPARTMENT OF CORRECTIONS:

	101.		DEI ARTIMENT OF COL	decitors.	
			RIMINAL DISPOS		
You	are hereby notified that at t	he	199_T term of the Circuit ime(s) hereinafter described:	Court, Judge War	ence & Tr
I.	A. Disposition(s) Reported: (Check all that apply)	Prisoner Commitment	Suspended Sentence/Probation	☐Acquittal/Dismissal	Provisional S (Complete A-1 if
	A-1 Provisional Sentence	Non-Adjudication	Sentenced unde	RID Sentence	ed under Shock F

I. A. Disposition(s) Repo (Check all that apply)	orted: Prisoner Com	mitment Suspended Senter	nce/Probation	al/Dismissal Provisional Sentence (Complete A-1 if checked)
A-1. Provisional Se	ntence Non-Adjuc	dication S	entenced under RID	Sentenced under Shock Probation
A-1. Provisional Se (Compliance/Non-Con constitutes Final Dis	position) Bad Chec	k Diversionary Program	estitution Center in	County
B. Conviction as Resu	<u> </u>		erdays o	
	_	fter days in tr		ation Hearing
	1972	noi days in u		audi i idaniig
II. Name Willie	1 Hemphill	Allas na		()
SSN	, F	Race Black Sex	male Date of	Birth 9 10 71
Last Known Reside	nce (DOD CBCB TW	ind dr Kilmiche	ul ms 3974	
Place of Birth W	intra me	-0	Country of Citiz	enship
Alien Registration/I	mmigration #		FBI #	187
III. Count I Charge	y Displitting		71	
MS Code § 97-23-9	3)	Orig. Case#	Agen	cy
AND THE PARTY OF T			Agen	cy
MS Code §		Orig. Case#	Agen	cy
IV. Date of Sentence	ril 18, 1997	Credit for 7	Time Served (ONLY for this/	these charge[s])
Sentence(s) Initially Impo	sed by Order: Count I	; Count II_	;	*Count III
Check if reporting additional Counts on Reverse Side	Portion of Sentence to be Served (Yrs/Mos)	Portion of Sentence Suspended (Yra/Mos)	To be served on Probation (Yrs/Mos)	Other Disposition (See Legend on Reverse Skle)
Count I _		31/2 we pust for 50	pre 2 yrs	
Count II	J	J 10 c		
The same of the same of				
7		to run concurrent with		
		to run consecutive with		
Conditions/Designation of	Sentence: Habitual	Psychological/Psychiatric A	Icohol/Drug Treatment/Tes	sting Other
V. Confined in Jail	*		to	
Released on Bond Pendi				
Defendant Currently Hou				
VI. Fine \$ 500.00	Indige	ent Fee \$	Restitutio	n \$

Send Prisoner Commitments, Provisional Sentence

Orders and Revocation Orders to:
Director of Records INS Liaison

MDOC

Court Costs \$ 248.0

Conditions of Payment 1

MS Supreme Court

P. O. Box 88550 Pearl, MS 39208-8550 P. O. Box 117 Jackson, MS 39205-0117

Attorney Fees \$

within

Send Suspended Sentence/Probation Notices, Provisional Sentence Orders and Revocation Orders to:

Data Operations MDOC INS Liaison MS Supreme Court P. O. Box 117

723 North President St. Jackson, MS 39202-3097

Acquittal/Dismissal Notices to:

Jackson, MS 39205-0117 INS Llaison (Above Address) Circuit Clerk

sy: Kose f

Date: April 23, 1997

Other Fees \$

SCINS Form CR1-8/31/94

MS Code Ann. §

1	IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI
2	MONIGOMERI COUNTI, MISSISSIPPI
3	STATE OF MISSISSIPPI
4	VERSUS CAUSE NO. 7453
5	WILLIE HEMPHILL
6	STATE OF MISSISSIPPI A. MOV 1 2 1007
7	VERSUS MRS. TINA BYALS CAUSE NO. 7454
8	D. PCIRCUIT CLERK
9	WILLIE HEMPHILL D.C.
10	************
11	TRANSCRIPT OF THE PROCEEDINGS HAD AND DONE IN
12	CONNECTION WITH A PLEA OF GUILTY IN THE ABOVE STYLED
13	AND NUMBERED CAUSE, BEFORE THE HONORABLE CLARENCE E.
14	MORGAN, III, CIRCUIT JUDGE, FIFTH CIRCUIT COURT
15	DISTRICT OF THE STATE OF MISSISSIPPI, ON THE 18TH
16	DAY OF APRIL, 1997.
17	************
18	APPEARANCES:
19	•
20	HONORABLE MICKEY MALLETTE Assistant District Attorney
21	Post Office Box 1262 Grenada, Mississippi 38901
22	(Representing the State)
23	HONORABLE LEE BAILEY
24	Montgomery County Public Defender Post Office Box 133
25	Winona, Mississippi 38967
26	(Representing the Defendant)
27	
28	Reported By: Noelle C. Skelton, CSR Mississippi CSR No. 1356
29	

1	BY THE COURT: You are Willie J.
2	Hemphill?
3	BY THE DEFENDANT: Yes, Your Honor.
4	BY THE COURT: Have you been sworn in?
5	BY THE DEFENDANT: Yes.
6	BY THE COURT: Okay. You're represented
7	by Mr. Bailey?
8	BY THE DEFENDANT: Yes, sir.
9	BY THE COURT: Mr. Bailey, you represent
10	him as the public defender of Montgomery
11	County?
12	BY MR. BAILEY: Yes, sir.
13	BY THE COURT: He has heretofore well,
14	first, on 7453, Mr. Hemphill, have you
15	been served a copy of the indictment
16	BY THE DEFENDANT: Yes, sir.
17	BY THE COURT: in that case?
18	BY THE DEFENDANT: 7454.
19	BY THE COURT: Okay. Have you ever been
20	served with that indictment?
21	BY THE DEFENDANT: No, sir.
22	BY THE COURT: Okay. Let's get him
23	served.
24	(Off Record)
25	BY THE COURT: Okay. In Cause No. 7453,
26	Mr. Hemphill, you have now been served a
27	copy of that indictment. Is that
28	correct?
29	BY THE DEFENDANT: Yes, Your Honor.

1	BY THE COURT: Okay. Mr. Bailey, what do
2	you say to a reading of that indictment?
3	BY MR. BAILEY: Waive the reading.
4	BY THE COURT: And I notice that there's
5	a petition filed in that cause also where
6	he intends to enter a plea of guilty to
7	that charge. Is that correct?
8	BY MR. BAILEY: Yes, sir.
9	BY THE COURT: Okay. And in Cause
10	No. 7455, there's also a petition to
11	I'm sorry. 7454, there's also a petition
12	to change his plea of not guilty to one
13	of guilty. Correct?
14	BY MR. BAILEY: Yes, sir.
15	BY THE COURT: Did you prepare those
16	petitions for the Defendant?
17	BY MR. BAILEY: Yes, sir.
18	BY THE COURT: Did you go over them with
19	him and explain them to him?
20	BY MR. BAILEY: Yes, sir.
21	BY THE COURT: Did you read them to him,
22	or did he read them himself?
23	BY MR. BAILEY: I read them to him, and
24	then he read them.
25	BY THE COURT: All right. Did you
26	explain to him the nature of the charges
27	against him and what the State would have
28	to prove in order to convict him of those
29	charges?

1	BY MR. BAILEY: Yes, sir.
2	BY THE COURT: Did you discuss with him
3	any defenses that he might have?
4	BY MR. BAILEY: Yes, sir.
5	BY THE COURT: Did you, in particular,
6	explain to him his constitutional rights
7	as contained in Paragraph 6 of the
8	petition?
9	BY MR. BAILEY: Yes, sir.
10	BY THE COURT: Did you explain to him
11	that he would waive those rights by
12	entering a plea of guilty?
13	BY MR. BAILEY: Yes, sir.
14	BY THE COURT: Did you explain to him the
15	minimum and maximum sentence available to
16	him on this charge?
17	BY MR. BAILEY: Yes, sir.
18	BY THE COURT: Do you think he
19	understands everything that we're doing
20	here today?
21	BY MR. BAILEY: Yes, sir.
22	BY THE COURT: Do you think his change of
23	plea on both charges is a free and
24	voluntary act?
25	BY MR. BAILEY: Yes, sir.
26	BY THE COURT: Mr. Hemphill, how old are
27	you?
28	BY THE DEFENDANT: Twenty-five.
29	BY THE COURT: How much education have

180	
1	you got?
2	BY THE DEFENDANT: I went to the 12th
3	grade.
4	BY THE COURT: Can you read and write?
5	BY THE DEFENDANT: Yes, Your Honor.
6	BY THE COURT: Did you read each of these
7	petitions that Mr. Bailey gave you
8	BY THE DEFENDANT: Yes, sir.
9	BY THE COURT: or prepared for you?
10	BY THE DEFENDANT: Yes, sir. I read over
11	them.
12	BY THE COURT: All right. Do you
13	understand they're asking me to accept
14	your plea of guilty. Is that correct?
15	BY THE DEFENDANT: Yes, Your Honor.
16	BY THE COURT: Did you discuss those with
17	Mr. Bailey? Did you discuss those
18	BY THE DEFENDANT: Yes, sir.
19	BY THE COURT: petitions with
20	Mr. Bailey?
21	BY THE DEFENDANT: I discussed
22	everything.
23	BY THE COURT: Okay. Do you understand
24	what he talked to you about?
25	BY THE DEFENDANT: Yes, Your Honor.
26	BY THE COURT: Anything about what he
27	talked to you about or what we're doing
28	here today you don't understand?
29	BY THE DEFENDANT: I don't understand why

1 I can't get house arrest. 2 BY THE COURT: Okay. But as far as the 3 charges -- as far as the charges go, though, you understand about the charges, 4 5 right? 6 BY THE DEFENDANT: Yes, sir. BY THE COURT: And you understand that 7 you are pleading guilty to these charges? 9 BY THE DEFENDANT: Yes, Your Honor. 10 BY THE COURT: Okay. Are the things 11 contained in these petitions true and 12 correct? 13 BY THE DEFENDANT: Yes, Your Honor. 14 BY THE COURT: Is it your -- is it your 15 signature on the last page of the petition? 16 BY THE DEFENDANT: Yes, Your Honor. 17 BY THE COURT: Okay. Before I can accept 18 your plea on either charge, I must advise 19 you of your constitutional rights and 20 21 advise you that you will waive those by 22 entering a plea of guilty today. Do you understand that you have a 23 24 right to a public and speedy trial by a 25 jury? 26 BY THE DEFENDANT: Yes, Your Honor. 27 BY THE COURT: Do you understand you have 28 the right to cross-examine anybody that testifies against you? 29

1 BY THE DEFENDANT: Yes. 2 BY THE COURT: Do you understand that you 3 have the right to call into court 4 witnesses to testify in your behalf? BY THE DEFENDANT: Yes, sir. 5 6 BY THE COURT: Do you understand that you 7 have the right to testify yourself, but 8 that you also have the right not to? 9 BY THE DEFENDANT: Yes, sir. 10 BY THE COURT: Do you understand if you 11 don't testify -- and elect not to 12 testify, that I'll instruct the jury they can't hold that fact against you? 13 BY THE DEFENDANT: Yes, Your Honor. 14 15 BY THE COURT: Do you understand you have 16 a right to an attorney at all stages of the prosecution? 17 18 BY THE DEFENDANT: Yes. BY THE COURT: Do you understand that I 19 20 will instruct the jury that they must 21 presume that you're innocent until such time the State proves your guilt beyond a 22 reasonable doubt? 23 BY THE DEFENDANT: Yes, Your Honor. 24 BY THE COURT: Do you understand that all 25 12 jurors would have to find you guilty 26 beyond a reasonable doubt before they 27 could return a verdict against you? 28 BY THE DEFENDANT: Yes. 29

1	BY THE COURT: Do you understand that if
2	you are convicted by a jury, you would
3	have a right to appeal that conviction to
4	the Mississippi Supreme Court?
5	BY THE DEFENDANT: Yes, Your Honor.
6	BY THE COURT: And if you can't afford
7	the cost of appeal, I'll appoint an
8	attorney to represent you; and all the
9	costs will be paid by the State?
10	BY THE DEFENDANT: Yes, Your Honor.
11	BY THE COURT: Do you understand you
12	waive all those rights by entering a plea
13	of guilty?
14	BY THE DEFENDANT: Yes, Your Honor.
15	BY THE COURT: Do you understand that you
16	are charged with two charges different
17	charges of felony shoplifting?
18	BY THE DEFENDANT: Yes, sir.
19	BY THE COURT: Have you discussed
20	those those charges with Mr. Bailey?
21	BY THE DEFENDANT: Yes, Your Honor.
22	BY THE COURT: Did he explain to you what
23	the State would have to prove in order to
24	convict you of those charges?
25	BY THE DEFENDANT: They'll have to prove
26	I'm guilty, right? They'll have to prove
27	that I'm guilty.
28	BY THE COURT: Right.
29	BY THE DEFENDANT: Yes, sir.

1	BY THE COURT: And he talked to you about
2	that, how they would have to go about
3	doing that. Is that right?
4	BY THE DEFENDANT: Yes, sir.
5	BY THE COURT: Did you and he discuss any
6	possible defenses that you might have?
7	BY THE DEFENDANT: Yes.
8	BY THE COURT: Are you completely
9	satisfied with his representation of you
10	in this matter?
11	BY THE DEFENDANT: I guess so.
12	BY THE COURT: Was there anything you
13	wanted him to do that he has not done?
14	BY THE DEFENDANT: I want to get house
15	arrest.
16	BY THE COURT: Yeah, I understand that,
17	Mr. Hemphill. But Mr. Bailey is not the
18	one that always gets the say on that. To
19	start with, he may not get the State to
20	agree to recommend that. And if the
21	State recommends it, he ain't got
22	anything to do with whether I do it or
23	not. Do you understand that?
24	BY THE DEFENDANT: Yes, sir.
25	BY THE COURT: I don't have to accept
26	anything that they work out. Do you
27	understand that?
28	BY THE DEFENDANT: Yes, Your Honor.
29	BY THE COURT: Okay. Other than that,

1	other than the fact that he couldn't get
2	you a deal for house arrest, are you
3	satisfied with what he's done for you in
4	this case?
5	BY THE DEFENDANT: Yes, Your Honor.
6	BY THE COURT: After your discussions
7	with him, is it your own idea are you
8	pleading guilty on your own?
9	BY THE DEFENDANT: Yes, Your Honor.
10	BY THE COURT: Okay. Anybody make any
11	threat against you, coerce you in any way
12	or use any physical violence against you
13	to get you to enter a plea of guilty?
14	BY THE DEFENDANT: No, Your Honor.
15	BY THE COURT: Anybody make any promise
16	to you or give you anything of value or
17	any hope of reward in order to get you to
18	enter a plea of guilty?
19	BY THE DEFENDANT: No, Your Honor.
20	BY THE COURT: Are you presently under
21	the influence of drugs or alcohol or
22	undergoing any mental treatment?
23	BY THE DEFENDANT: No, Your Honor.
24	BY THE COURT: Do you understand that on
25	each charge there is there is no
26	minimum sentence, but there is a maximum
27	sentence of five years?
28	BY THE DEFENDANT: Yes, Your Honor.
29	BY THE COURT: Do you understand there's

no minimum fine, but there's a maximum fine of \$1,000?

BY THE DEFENDANT: Yes, Your Honor.

BY THE COURT: Do you understand that that means that if you are convicted on both of them, it is possible that you could get ten years to serve and pay a \$2,000 fine?

BY THE DEFENDANT: Yes, Your Honor. BY THE COURT: Okay. I'll hear from the State on the factual basis of the charge. BY MR. MALLETTE: Your Honor, the State would intend to prove at trial in Cause No. 7453 that the Defendant, Willie J. Hemphill, of Montgomery County, on or about the 21st day of August, 1996, in Montgomery County, Mississippi, did willfully, unlawfully and feloniously take possession of a quart of Budweiser or Bud Light beer, which was offered and held by and displaced for sale by Mim's Convenience Stores, Incorporated, a corporation, doing business as the Jitney Junior in Winona, Mississippi.

The said Defendant having then and there the intention and purpose of converting said merchandise to his own use without paying the purchase price therefore. And the Defendant having been

at least twice previously convicted of shoplifting upon charges separately brought or arising out of separate incidents at different times.

Those convictions being that he was convicted of shoplifting on December 29th, 1992, in Winona City Court in Mississippi in Cause No. 9212-1537. And also, that he was convicted of the crime of shoplifting on August 16th, 1994, in Winona City Court in Mississippi in Cause No. 9408-2696. All of the above being against the peace and dignity of the State of Mississippi.

Further, the State would intend to prove at trial in Cause No. 7454 that the Defendant, Willie J. Hemphill, of Montgomery County, on or about the 15th day of August, 1996, in Montgomery County, Mississippi, did willfully, unlawfully and feloniously take possession of an 18 pack of Budweiser beer, which was offered and held and displayed for sale by the Sayle Oil Company, a corporation, doing business as Gas Mart in Winona, Mississippi.

The said Defendant having then and there the intention and purpose of converting that merchandise to his own

1	use without paying the purchase price
2	therefore. And the Defendant having been
3	at least twice previously convicted of
4	shoplifting upon separate charges arising
5	out of separate incidents at different
6	times, those being the same two that I
7	listed a moment ago.
8	BY THE COURT: Mr. Hemphill, you heard
9	what the State intends to prove in the
10	event each of these cases goes to trial.
11	Do you have any disagreement with what he
12	just said?
13	BY THE DEFENDANT: No, Your Honor.
14	BY THE COURT: Okay. Did you say no?
15	BY THE DEFENDANT: No, I don't
16	BY THE COURT: Did you say I don't know,
17	or did you
18	BY THE DEFENDANT: I said no.
19	BY THE COURT: No. Okay. Did you, in
20	fact, on August 21st, 1996, shoplift a
21	quart of beer from Mim's Convenience
22	Store; and August 15th, 1996, shoplift an
23	18 pack of beer from Gas Mart? Did you
24	do those things?
25	BY THE DEFENDANT: Yes, Your Honor.
26	BY THE COURT: All right. Have you
27	previously been convicted on December
28	29th, 1992, in the City Court of Winona,
29	Mississippi, for shoplifting?

1	BY THE DEFENDANT: Yes, Your Honor.
2	BY THE COURT: Have you on August 16th,
3	1994, been convicted in the City Court of
4	Winona for shoplifting?
5	BY THE DEFENDANT: Well, Your Honor, they
6	told me to pay a fine. Just to pay the
7	fine instead of and keep me out of
8	court. I wasn't not guilty on those
9	on those charges.
10	BY THE COURT: You weren't not guilty?
11	BY THE DEFENDANT: They told me to pay a
12	fine just to keep it out of out of
13	court.
14	BY THE COURT: Well, have you been
15	convicted on it?
16	BY THE DEFENDANT: I paid the fine on it.
17	That was it.
18	BY THE COURT: Mr. Bailey, have you
19	checked into it? Has he been convicted?
20	BY MR. BAILEY: No, sir. I asked him
21	earlier when we were talking. He didn't
22	tell me that.
23	BY THE DEFENDANT: I was to pay the fine
24	on it.
25	BY THE COURT: Well, if you paid the
26	fine, you obviously did you plead
27	guilty or not guilty when you went to
28	court?
29	BY THE DEFENDANT: They told me to pay

the fine or stay in jail. So I paid the 1 fine. Yeah. I was guilty on all of 2 3 them. Let's get this over with. I'll go ahead and say I was guilty on them. 4 BY MR. MALLETTE: Let me make sure we've 5 6 got it. 7 BY THE DEFENDANT: I'll go ahead and say 8 I was guilty on those, too. 9 BY THE COURT: You've now got a copy 10 of --11 BY MR. MALLETTE: I've got a copy of 12 docket book for that day, Your Honor, 13 showing that he was -- no, that's -- I'm 14 sorry. That's bound over for this 15 charge. 16 BY THE DEFENDANT: I'll say I was guilty. BY THE COURT: I understand. 17 BY MR. MALLETTE: I don't think we've got 18 19 a copy in the file that I see. 20 BY THE COURT: Okay. He's acknowledged 21 that he has been convicted. I'm going to 2.2 direct, though, that the State get the 23 copies from the city court clerk in 24 Winona and put those in the file to 25 verify that. BY MR. MALLETTE: Yes, Your Honor. 26 will do that. 27 28 BY THE COURT: If you find that that has not been -- is not true, then we need to 29

revisit that before the term is out. 1 2 Okay? I'm confident that it is, but --3 okav? Okay. You expect the State to make 4 a recommendation as to the type of 5 sentence you should receive in this 6 7 matter. Do you understand I don't have 8 to accept that, but may instead impose any sentence allowed by law? 9 BY THE DEFENDANT: Yes, Your Honor. 10 11 BY THE COURT: Do you understand nobody 12 can guarantee you any early release, 13 probation or parole in this matter; and 14 if you are sentenced to a term of 15 incarceration, you might have to serve 16 the whole thing? BY THE DEFENDANT: Yes, Your Honor. 17 BY THE COURT: In Cause No. 7453 on the 18 19 charge of felony shoplifting, 20 Mr. Hemphill, how do you plead -- guilty or not guilty? 21 22 BY THE DEFENDANT: Guilty. 23 BY THE COURT: In Cause No. 7454 on the 24 State of -- on the charge of felony 25 shoplifting, how do plead -- guilty or not guilty? 26 27 BY THE DEFENDANT: Guilty. 28 BY THE COURT: Mr. Bailey, do you know of 29 any reason I shouldn't accept the

1 Defendant's plea of quilty --2 BY MR. BAILEY: No, sir. 3 BY MR. BAILEY: No, sir. 4 5 6 7 8 9 10 Does the State have a 11 recommendation? 12 13 14 15 16 17 18 a half to serve. 19 20 21 22 23 2.4 25 26 27 28

29

BY THE COURT: -- on each charge? BY THE COURT: I find that the Defendant's plea on each charge is freely and voluntarily given, that there's a factual basis for the charge; and I accept the Defendant's plea of quilty. BY MR. MALLETTE: Yes, Your Honor. Cause No. 7453, the State recommends a sentence of five years with the Mississippi Department of Corrections, with three and a half of those years suspended, leaving -- suspended for a period of five years, leaving a year and We also ask that he be placed on two years' supervised probation upon his release, that he be ordered to pay all costs, assessments and fees associated with this charge, plus a \$500 fine. And there is no restitution in this charge. In Cause No. 7454, the State also recommends a five-year sentence with the Mississippi Department of Corrections,

with three and a half of those years

1	suspended and a year and a half to serve,
2	that he be ordered to pay \$15 restitution
3	to Sayle Oil Company, doing business as
4	Gas Mart, in Winona, Mississippi, and
5	that he have to pay all court costs,
6	assessments and fees associated with this
7	charge. That to run concurrent with his
8	sentence in Cause 7453. There is no fine
9	on 7454.
10	BY THE COURT: Is that your
11	understanding, Mr. Bailey?
12	BY MR. BAILEY: Yes, sir.
13	BY THE COURT: Is that your
14	understanding
15	BY THE DEFENDANT: Yes, Your Honor.
16	BY THE COURT: Mr. Hemphill?
17	Mr. Hemphill, that was pretty expensive
18	beer, wasn't it?
19	BY THE DEFENDANT: Yes, Your Honor.
20	BY THE COURT: That will be the sentence
21	of the Court. In 7453, I sentence you to
22	five years with the Mississippi
23	Department of Corrections. I suspend
24	three and a half years I mean, suspend
25	three and a half years of that sentence
26	for a period of five years.
27	I order you to be placed on two
28	years' supervised probation upon your
29	release from incarceration. I order you

to pay a \$500 fine and all costs, fees and assessments involved with that charge.

Cause No. 7554 -- I mean 7454, I sentence you to five years with the Mississippi Department of Corrections, three and a half years suspended for a period of five years.

I order you to pay all costs, fees and assessments with that charge, restitution to Sayle Oil Company in the amount of \$15. And I order that the sentence imposed in 7454 run concurrent with the sentence imposed in 7453.

I order that all matters ordered -all amounts ordered to be paid by this
judgment or these judgments be paid
within six months of your release from
incarceration.

BY MR. MALLETTE: Just for the record,
Your Honor, I found a copy of
Mr. Hemphill's waiver of attorney and the
court records showing his plea of guilty
to the charges on August 16th, 1994. And
I can place those in the record if we
need to do that.

BY THE COURT: Okay. I think it will be best if you did that. Any objection to that?

1	BY MR. BAILEY: No, sir.
2	BY THE COURT: Okay.
3	BY MR. BAILEY: Judge, are you going to
4	give him six months to pay or a year?
5	BY THE COURT: I'll give him a year.
6	Make that a year rather than six months.
7	Okay. Mr. Hemphill, did you read
8	Paragraph 15 of that petition?
9	BY THE DEFENDANT: Which one?
10	BY THE COURT: This one right here. Did
11	you read that?
12	BY THE DEFENDANT: No alcohol, no drugs
13	part?
14	BY THE COURT: Yeah. Did you and
15	Mr. Bailey go over what the terms of your
16	suspended sentence and your probation
17	were?
18	BY THE DEFENDANT: Right.
19	BY THE COURT: Do you understand all of
20	those?
21	BY THE DEFENDANT: Yes, sir.
22	BY THE COURT: You read them and he read
23	them to you, right?
24	BY THE DEFENDANT: Yes, Your Honor.
25	BY THE COURT: Have you got any questions
26	of me about them? Now is the time to ask
27	if you do.
28	BY THE DEFENDANT: No, Your Honor.
29	BY THE COURT: You sure?

BY THE DEFENDANT: No, Your Honor.

BY THE COURT: Okay. Do you understand, and did Mr. Bailey tell you, that if you violate those terms and conditions and it's reported to me, that I will revoke your suspended sentence and you'll have to serve all this time? Do you understand that?

BY THE DEFENDANT: Yes, Your Honor.

BY THE COURT: Okay. That will be the sentence of the Court.

(Proceedings Concluded)

1 CERTIFICATE OF REPORTER 2 STATE OF MISSISSIPPI 3 COUNTY OF MONTGOMERY 4 I, Noelle C. Skelton, Official Court Reporter in and for the Fifth Circuit Court District of the 5 6 State of Mississippi, do hereby certify that the 7 above and foregoing pages constitute a true, accurate and complete transcription of my stenotype 8 9 notes and tape recording taken in this matter, and that I have transcribed the same to the best of my 10 skill and ability. 11 12 I do further certify that my certificate annexed hereto applies only to the original 13 14 certified transcript. The undersigned assumes no 15 responsibility for the accuracy of any reproduced 16 copies not made under my control or direction. WITNESS MY SIGNATURE, on this the 20TH day of 17 August, 1997. 18 19 20 21 NOELLE C. SKELTON, CSR Mississippi CSR No. 1356 22 My Commission Expires: 23 24 May 15, 1999

25

26

27

28

29

Mississippi Department of Corrections

Division of Community Services



Greenwood Restitution Center P.O. Box 1346 Greenwood, Mississippi 38930 (601) 453-5134

I, Willie Hemphill	, having discussed my probation
with Ellis Bevis FO II	_, feel that it would be in my best
interest to voluntarily enter	the Leflore County Restitution
	consibility to abide by the rules and
	program. I also agree to pay any
	on, and back supervision fees that I
am obligated to pay by the Co	ourt Order dated April 18, 1997

I further understand that my release from the Restitution Center depends on my meeting all financial obligations and having no serious behavioral problems.

I would further warrant that the above statement was freely given and I was not coerced or pressured by any other person.

Probationer's Signature

Ees Beis FoI

8/21/98

Date

8/21/98

Date

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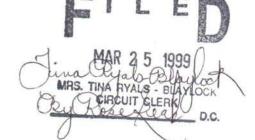
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Affidavit

VIOLATION OF PROBATION
Cause Number 7453 7454



			_
Before me_ Joseph Loper	,Judge of the_	Circuit	Court in and
for Montgomery County	, Mississippi, persona	ally came Delor	es W. Cates
who, being first duly sworn, says t	that Willie He	mphill	(Field Officer)
hereinafter referred to as the afore			(Probationer)
A.D. 19 97 ,convicted of the offe	ense of Felony Shop	lifting	in the <u>Circuit</u>
Court of Montgomery C	County, which Court se	entenced him to	serve_3½years in
the custody of the Department o	f Corrections and sus	spended the exe	cution and placed the
aforesaid on probation for a term	of 2 years	, in accordance	with the provisions of
Mississippi Code 1972, Annotated,	, Section 47-7-33.		
It further appearing that the afor	resaid has not properly	y conducted h <u>im</u>	_self, but has violated
the conditions of h <u>is</u> probation in	n a material respect by	' :	
Failing to complete the pro committing violations of th		7.0	titution Center by
 Violation #19, being te Violation #18, refusing 	엄마 있다면 하다 그들이 살이 없는 사람이 있다면 하는 그리고 있다. 그리고 있다면 하게 되었다면 하루 열	[10] 하는데 프로마스 (BESENDER) (10) 10 HO	98.
3. Violation #24, unauthor	ized area away fr	om the Center	, 9/6/98.
 Violation #42, Possessi Violation #15, Positive 			9 2/16/99 & 3/13/9
6. Violation #15, Positive			
7. Violation #2, Abscondin	ng supervision of		es W. Cates
			(Field Officer)
worn to and subscribed before me	e this 25 day of	low	, A.D. 19 <u>_9</u> 9
/ 30			
RHSSISSIPM STATEWIDE NOTARY PURI MY COMMISSION EXPIRES NOV. 5, 200 CONDED THRU STEGALL NOTARY SERV	IC DZ CE	Dough,	H. hon 7
CONDED THRU STEGALL NOTARY SERV		Judge of the C	ircuit Court
The state of the s			

cc: Circuit Clerk (original)
Deputy Commissioner of Community Services
Field Offcer

EE 195

County

Montgomery

in and for _

STATE OF MISSISSIPPI Vs.	In the CIRCUIT Court
WILLIE HEMPHILL	MONTGOMERY County, Mississippi
Defendant	No. 7453

ORDER OF REVOCATION OF PROBATION

THIS CAUSE coming to be heard, and being heard in the APRIL 1997 term of the Court before the Honorable JOSEPH A.LOPER JR., Judge, and it appearing that WILLIE HEMPHILL hereinafter referred to as the aforesaid, was on the 18TH day of APRIL, A.D. 19_97, convicted of the offence of FELONY SHOPLIFTING in the CIRCUIT Court of MONTGOMERY County, which Court sentenced him to serve years in the State Penitentiary and suspended the execution of said sentence and placed the aforesaid on probation for a term of 2 years, in accordance with the provisions of Section 27, Chapter 262, Laws of Mississippi, 1956, and

It further appearing that the aforesaid has not properly conducted h IMself, but has violated the conditions of h IS probation in a material respect by:

- 1.BEING TERMINATED FROM EMPLOYMENT. 9/2/98
- 2. REFUSING TO WORK. 9/2/98
- 3. UNAUTHORIZED AREA AWAY FROM THE CENTER. 9/6/98
- 4. POSSESSION OF A PROHIBITED ITEM. 9/6/98
- 5. TESTING POSITIVE FOR THE USE OF ALCOHOL. 2/6/99, 2/16/99, and 3/13/99.
- 6. TESTING POSITIVE FOR THE USE OF MARIJUANA. 1/12/99.
- 7. ABSCONDING SUPERVISION OF THE RESTITUTION CENTER. 3/19/99.

APR 2 1 1999

Leve Kych Blagbeh

MRS. TINA RYALS

IT, THEREFORE, IS ORDERED AND ADJUDGED that the probation of the aforesaid defendant ought to be revoked and it is hereby revoked in accordance with Section 27, Chapter 262, Laws of Mississippi, 1956, and the said defendant is hereby remanded into the custody of the Sheriff to await transportation to the State Penitentiary.

DONE AND ORDERED IN OPEN COURT, this Strategy of John A.D. 1999

EE 355

STATE	OF	MISSISSIPPI
		VS.

Willie	Hemphill	
		Defendant.

In the_	Circuit	Court
	Montgomery	County, Mississippi
		No. 7453 & 7454

Order of Modification of Probation

	ming on to be heard, and being hea		
			, Judge and it appearing that e aforesaid, was on the 18th day
	ADM C		lony Shoplifting
	in theCircuit		
			robation for a term of 2 years
			napter 524, Laws of Mississippi, 1950, as
amended and	, in accordance with the provis-	10115 01 00011011 27, 01	мрог 52 ч, Бам 5 от гизэлээгрүг, 1950, аз
	ng that the aforesaid has not proper	ly conducted h im	self, but has violated the conditions of
h is probation in		.) conducted in	_ sen, out has violated the conditions of
Condition K: Pa Condition L: Pa Co	urt as directed;	ees to MS Dept. fees and restit	
modified, and it is here in the following manne the control of t paid to the Circ MS Dept. of Corr Center Willie He pletion of the R	by modified in accordance with Secr. Willie Hemphill is to he MS Dept. of Correction uit Clerks Office in More ections in back Supervis	ction 27, Chapter 524 be be placed in a ons until amount ontgomery County sion Fees. Also cohol and drug ill is to be re	, Laws of Mississippi, 1950, as amended, a Restitution Center under ts totaling \$1,011.00 is and \$90.00 is paid to the o while at the Restitution treatment. Upon his com-
Minutes of the Court, a		d copies of same to the	in his office, enter a copy of same in the e Probation Supervisor in this District for

=0.7T DD 364

×	7454
CAUSE#	7453

STATE OF MISSISSIPPI VERSUS Willie Hemphill
JUDGE Lopes
DISPOSITION OF CASE DWO YEARS CUSTODY MOC
4 *
BOND None
NEW COURT DATE W/A
Montgomery CO. Reba Carperter MSO
DATE 10-12-98
JUDGE'S SIGNATURE Joseph & Joseph

EILED

OCT 1 2 1998

MRS. TINA RYALS - BLAYLOCK CIRCUIT CLERK

Cause No. (7453)745\$

Warrant

In the Name of the State of Mississippi, and Peace Officer of the State of Mississippi:

WHEREAS,Delores W. Cates	has this day made oath before				
Hon. Joseph Loper that on	the 18th day of April ,				
A.D. 19 97 , one Willie Hemphill	hereinafter referred to as the				
aforesaid, was convicted of the offense of Felony Shop	lifting in the Circuit				
Court of Montgomery County, which C	ourt sentenced him to serve $3\frac{1}{2}$ years in the				
custody of the Department of Corrections and suspended the	e execution of said sentence and placed the aforesaid				
on probation for a term of 2 years, in accordance w	ith the provisions of Section 27, Chapter 262, Laws of				
Mississippi, 1956, and					
It further appearing that the aforesaid has not properly of	conducted h_im_self, but has violated the conditions				
of his probation in a material respect by:					
Failing to complete the program at the Leflore County Restitution Center by committing violations of the Restitution Center. 1. Violation #19, being terminated from employment, 9/2/98. 2. Violation #18, refusing to work, 9/2/98. 3. Violation #24, unauthorized area away from the Center, 9/6/98. 4. Violation #42, Possession of prohibited item, 9/6/98. 5. Violation #15, Positive for the use of alcohol, 2/6/99, 2/16/99 & 3/13/99. 6. Violation #15, Positive for the use of marijuana, 1/12/99. 7. Violation #02, Absconding supervision of the Restitution Center, 3/19/99.					
THESE ARE, THEREFORE, to command you to arrest ins	tanter the aforesaid Willie				
Hemphill	_, and bring himbefore me to be dealth with ac-				
cording to law.	An				
Given under my hand and seal this 25th day of _	, A.D. 19 9 9.				
FILED	Judge of the Circuit Court.				
MAR TIVALE - BUTLOCK MARS TIVALE - BUTLOCK OUR CURT OF BIK	in and for Montgomery County.				
D.C.	EE 196				

Division of Community Services



Greenwood/Leflore County Restitution Center

P.O. Box 1346

Greenwood, Mississippi 38935-1346

(601) 453-5134

FAX 601-453-0243

March 26, 1999

Tina L. Blaylock, Circuit Clerk Montgomery County Mississippi Post Office Box 765 Winona, Mississippi 38967

ores W. Catis

Dear Tina L. Blacklock:

Enclosed you will find a Waiver of Preliminary Probation Revocation Hearing and Waiver of Notice and Waiting Period to Revocation Hearing on Willie Hemphill, Montgomery County Causes # 7453 and 7454. At your earliest convenience, please file and return to me a copy of each.

Thanking you in advance for your assistance in this matter.

Respectfully,

Delores W. Cates,

Field Officer II

Mississippi Department of Corrections

Division of Community Services



Greenwood/Leflore County Restitution Center

P.O. Box 1346

Greenwood, Mississippi 38935-1346

(601) 453-5134

FAX 601-453-4558

WAIVER OF RIGHT

TO

PRELIMINARY PROBATION REVOCATION HEARING

I. Willie Hemphill

-			
	E BEEN CH	IARGE	D WITH THE PROBATION VIOLATION (S) LISTED
1.	Violation	#19,	being terminated from employment, 9/2/98.
2.	Violation	#18,	refusing to work, 9/2/98.
3.	Violation	#24,	unauthorized area away from the Center, 9/6/98.
			Possession of prohibited item, 9/6/98.
			Positive for the use of alcohol, 2/6/99, 2/16/99 & 3/13/99.
			Positive for the use of marijuana, 1/12/99.
			Absconding supervision of the Restitution Center, 3/19/99.

. CAUSE NO. 7453 & 7454

After having these charges fully explained to me, and without waiving any other rights I may have, DO HEREBY VOLUNTARILY WAIVE and relinquish my right to a Preliminary Probation Revocation Hearing, and futher request that I be returned to the Circuit Court of __Montgomery __County for a Probation Revovation Hearing before the Circuit Judge.

SIGNED AND DATED, THIS THE 25 DAY OF MAYCH, 19 99.

Not Guilty Haughill
SIGNATURE OF WITNESS.

SIGNATURE OF PROBATIONER

Mississippi Department of Corrections

Division of Community Services



Greenwood/Leflore County Restitution Center

P.O. Box 1346

Greenwood, Mississippi 38935-1346

(601) 453-5134

FAX 601-453-4558

WAIVER OF RIGHTS

TO

NOTICE AND/OR WAITING PERIOD PRIOR TO REVOCATION HEARING

I, V	Villie	Hemp	hill				Cau	ise	# 74	153 8	745	4 do	her	reby	
waive	any	and	all	rig	hts	whi	ch I	ma	y ha	ve,	acc	rued	d und	der	
State	and	Fede	eral	Law	, to	a	noti	ce	and/	or	any	wait	ing	perio	bc
prior	to h	near	ing t	the	alle	egat	ion	aga	inst	me	at	any	set	date	of
my Pr	obati	ion I	Revo	cato	n He	eari	ng.								

1,	Willie	Hemphi	i11			Cause	# 7	453	& 74	54,	do	here	eby
under	rstand	what	has	been	expl	ained	and	rea	ad t	0 1	me,	and	sign
this	stater	nent v	volur	ntari.	ly on	my or	wn f	ree	wil	.1.	with	nout	any
treat	ts, pro	omises	or e	coerd	cion	of any	y ki	nd .	from	ı a	nyor	ne.	

DATE

Willi Jayfull

RESIDENT'S SIGNATURE

STAFF MEMBER'S SIGNATURE

WITNESS' SIGNATURE

MAR 2 9 1999 A

MAR 2 9 1999 A

MRS WIND SYALS BEALVIOCK

By Kope Line D.C.

FEE BILL, CRIMINAL CASES, CIRCUIT COURT STATE OF MISSISSIPPI

STATE OF MISSISSIPPI MONTGOMERY COUNTY

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- 1	A.			TINA RYALS-BL	AYLOCK	
By	ecoly De	men	D.C			Circuit Clerk
/m		F. A. 180				

(Prescribed by Miss. State Dept. of Audit)

STATE OF MISSISSIPPI

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723 North President St.

Acquittal/Dismissal Notices to:

Jackson, MS 39202-3097

P. O. Box 117

Jackson, MS 39205-0117

INS Llaison (Above Address)

County

Cause/Case No.

TO THE MISSISSIPPI DEPARTMENT OF CORRECTIONS:

NOTICE OF CRIMINAL DISPOSITION Vacation 1999 term of the Circuit Court, Judge Acce You are hereby notified that at the presiding, the following disposition was imposed for the crime(s) hereinafter described: I. A. Disposition(s) Reported: Provisional Sentence (Complete A-1 If checked) (Check all that apply) Sentenced under RID Sentenced under Shock Probation □Non-Adjudication A-1. Provisional Sentence Compliance/Non-Compliance constitutes Final Disposition) Bad Check Diversionary Program Restitution Center in B. Conviction as Result of: Guilty Plea Guilty Plea after days of Commencement of trial ☐Jury Verdict after _ days in trial Revocation Hearing II. Name SSN Last Known Residence Place of Birth Winona Country of Citizenship_ Alien Registration/Immigration # FBI# III. Count I Charge Felong MS Code \$ 97-23-43 Orig. Case# Agency_ Count II Charge Orig. Case#_ MS Code § Agency_ *Count III Charge __ Orig. Case#_ MS Code § Agency_ IV. Date of Sentence april Credit for Time Served (ONLY for this/these charge(s)) 5 yrs Sentence(s) Initially Imposed by Order: Count I _: *Count III_ Check if reporting additional Counts on Reverse Side Portion of Sentence Portion of Sentence To be served Other Disposition on Probation (Yrs/Mos) (See Legend on Reverse Side) to be Served (Yrs/Mos) Suspended (Yrs/Mos) 2 UYS Count I Count II *Count III to run concurrent with to run consecutive with V. Confined in Jail [On This/These Charges Only] Released on Bond Pending Appeal Defendant Currently Housed in: VI. Fine \$_ Indigent Fee \$_ Restitution \$ Other Fees \$ Court Costs \$ Attorney Fees \$_ Conditions of Payment Send Prisoner Commitments, Provisional Sentence Orders and Revocation Orders to: Director of Records INS Liaison MS Supreme Court MDOC P. O. Box 88550 P. O. Box 117 Pearl, MS 39208-8550 Jackson, MS 39205-0117 Circuit Clerk Send Suspended Sentence/Probation Notices, Provisional Sentence Orders and Revocation Orders to: Data Operations INS Liaison MDOC MS Supreme Court

Date:

SCINS Form CR1-8/31/94

MS Code Ann. 5

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI

STATE OF MISSISSIPPI

VERSUS

CRIMINAL CAUSE NO. 7453

WILLIE J. HEMPHILL

AMENDED ORDER

CAME TO BE HEARD on this day for an Order Amending the previous revocation order in the above styled and numbered cause, the Court finds the following facts:

- 1. The defendant in this cause was originally sentenced on April 18, 1997, for the crime of Felony Shoplifting to Five (5) years in the custody of the Mississippi Department of Corrections with One and One-half $(1\ 1/2)$ years suspended and upon his release from incarceration, the defendant was placed on Two (2) years of supervised probation.
- 2. On October 12, 1998, the defendant was brought before this Court again on a Motion to revoke the defendants probation. At that time this Court found that the defendant had violated the terms and conditions of supervised probation and therefore revoked TWO (2) YEARS of the defendants sentence.
- 3. The original Order of Revocation failed to indicate the fact that Two (2) years of the defendant's sentence was to be revoked.

Therefore, this Order Amends the previous order of revocation dated April 8, 1999, only to the extent that it is explicitly stated that Two (2) years of the defendant's sentence are revoked and the defendant is to serve that Two (2) years in a facility to be determined by the Mississippi Department of Corrections.

IT IS THEREFORE ORDERED that the previous Order of Revocation be hereby Amended to reflect that Two (2) years of the sentence in the above styled and numbered cause be revoked, said revocation to begin as of October 12, 1998, the original date of revocation.

Approved By:

Mickey Mallette, Assistant District Attorney

FILED

. NOV 1 7 1999

RS. TINA RYALS - BLAYLOOK CIRCUIT CLERK

- D.G.

· · · · · · · · · · · · · · · · · · ·	O _{S7}	TATE OF MI	SSISSIPPI		
In the Circuit Court of	novegomery	County	Cause/C	Case No	7453
TO	THE MISSISSI	PPI DEPARTI	MENT OF CO	ORRECTION	IS:
	NOTICE O	F CRIMIN	AL DISPO	SITION	
You are hereby notified that presiding, the following dispos	at the Vacation	n 1999	term of the Circ		Acreple I Loper Ar
I. A. Disposition(s) Reporte (Check all that apply)	d: Prisoner Commi	tment Suspende	d Sentence/Probatio	on Acquittal/Dis	smissal Provisional Sentence (Complete A-1 If checked)
A-1. Provisional Sente (Compliance/Non-Complian constitutes Final Disposit	Non-Adjudic	ation Diversionary Program	Sentenced un		Sentenced under Shock Probation County
B. Conviction as Result of	_				mmencement of trial
D. Conviction as recour o	and the second second	er		Revocation	
1	Louis verdictane		and a man	Autorogue	ricaring
II. Name Willie A Jb	mphill	Alias J	ma.	Date of Birt	n 9/10/71
Last Known Residence	1000 B B Kin	a Dr. Kilmi	dial ms:	39747	- 10
Place of Birth Www		<u> </u>		ntry of Citizens	hip USA
Alien Registration/Imm	10 0			_ FBI #	
III. Count I Charge delong	Phoplifting			Proposed	
MS Code § 97 - 23 - 95 Count II Charge		Orig. Case#		Agency_	
		Orig. Case#	1	Agency	
*Count III Charge					
MS Code §	/	Orig. Case#	t	Agency_	
IV. Date of Sentence 11 17 99	amended Or	der) cr	redit for Time Served	(ONLY for this/these	charge[s])
Sentence(s) Initially Imposed		-	ount II	: *Co	
	ortion of Sentence	Portion of Sentence		be served	Other Disposition
County on Dougras Cida	be Served (Yns/Mos)	Suspended (Ynu/M	700	obation (Yrs/Mos)	(See Legend on Reverse Side)
Count I	24ro				
Count II	0				
*Count III					
		to run concurrent w	-0.55		
		to run consecutive		1000	
Conditions/Designation of Se	ntence: LHabitual LP	sychological/Psychia	tric LIAlcohol/Drug	Treatment/Testing	∐Other
V. Confined in Jail			to		
[On This/These					
Charges Only]					
Released on Bond Pending			to		
Defendant Currently Housed					
VI. Fine \$ 500.00	Indigent				
Court Costs \$ 248,00		Fees \$	e release.	_ Other Fees \$	
Conditions of Payment	ve ga ma	tim (1) upr	Future.		
			V		
Send Prisoner Commitments, Pro					
Orders and Revocation (Director of Records	Orders to: INS Liaison				
MDOC	MS Supreme Court		7 2		
P. O. Box 88550	P. O. Box 117	7	A110:0	H Hall	Pacre
Pearl, MS 39208-8550	Jackson, MS 39205-011	·	Circuit Cleri		(0)
Send Suspended Sentence/Proba Sentence Orders and Re	vocation Orders to:		Gircuit Cien	De Qual	Dr.
Data Operations MDOC	INS Liaison MS Supreme Court		By:	vac James	400
STATE OF STA			/ /	11000	

Acquittal/Dismissal Notices to:

723 North President St.

Jackson, MS 39202-3097

Jackson, MS 39205-0117 INS Llaison (Above Address)

P. O. Box 117

SCINS Form CR1-8/31/94

MS Code Ann. §



STATE OF MISSISSIPPI DEPARTMENT OF CORRECTIONS

RECORDS DEPARTMENT

Date:	JILY	21.	2000

Honorable

JOSEPH LOPER

District

5. P.O.BOX 616

ACKERMAN, MS 39735

RE:

Name: HEMPHILL, WILLIE J.

Register Number: R0677

Offense(s):

SHOPLIFTING

County of Conviction: MONTGOMERY

Cause Number: 7453

Dear Judge LOPER

This letter is to serve as official notification of the imminent release of the above named subject. In accordance with House Bill #565 to amend 47-7-17 of the Mississippi Code, 1972, we are required by on expiration of sentence.

Please forward immediate direct to this office, any commitments not reflected in the above cause number.

Respectfully,

Barbara Bailey Corr-Chief Records Officer

BB/ LS

CC: DISTRICT ATTORNEY

P.O. BOX 1262

GRENADA, MS 38902

CIRCUIT CLERK

P.O. BOX 765

WINONA, MS

MONTGOMERY CO SHEIRFF"S DEPT

P.O.BOX 346

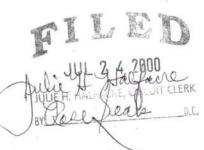
WINONA, MS

WINONA POLICE DPET.

109 LIBERTY ST

WINONA, MS 38967

P.O. BOX 880 · PARCHMAN, MISSISSIPPI 38738



acot Receivable

hame: Willie & Hemphill Course ho: 7453

Docket: H pg: 245

Audgment: 4/31/97 (5 yers w/mocc, 31/2 yers suspended for 5 yers, w/11/2

yes to serve; 2 yes probation, pay all caust casts, accessments the in and of \$500,000 to be god within 1 yer of release).

Receipt ho 9748.00 4/27/99 2545 705.15 42.85

\$500.00 five pd. 4/99

25.00 Alway Joh pd. 4/99

25.00 Away Joh pd. 4/99

25.00 Away Joh pd. 4/99

25.00 Law Life

F 748,00 ant Dre

assessment B. 254.00 211,15 pd4/99

\$ 4285 angt

INDICTMENT

THE STATE OF MISSISSIPPI VERSUS WILLIE J. HEMPHILL CAUSE NO. 7454

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING §97-23-93

THE STATE OF MISSISSIPPI COUNTY OF MONTGOMERY

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, OCTOBER TERM, 1996 Grand Jury Recalled March 20, 1997

The Grand Jurors of the State of Mississippi, taken from the body of good and lawful citizens of said county, elected, summoned, empaneled, sworn and charged to inquire in and for the county aforesaid, at the term aforesaid of the Court aforesaid, in the name and by the authority of the State of Mississippi, upon their oath present that

WILLIE J. HEMPHILL

late of Montgomery County, Mississippi, on or about the 15th day of August, 1996, in the county and state aforesaid and within the jurisdiction of this Court, did wilfully, unlawfully and feloniously take possession of one (1) Eighteen pack of Budweiser Beer, having a value of Ten dollars and Sixty-Nine cents (\$10.69), which were held by, offered, or displayed for sale by the Sayle Oil Co., a corporation, d/b/a Gas Mart in Winona, Mississippi, a further and more complete description being to the Grand Jury unknown, the said defendant having then and there the intention and purpose of converting said merchandise to his own use without paying the purchase price therefor, and the defendant having been at least twice previously convicted of shoplifting upon charges separately brought and arising out of separate incidents at different times; such convictions more particularly described as follows:

- 1. Convicted of shoplifting on December 29, 1992, in the Municipal Court of Winona, Mississippi, in cause no. 9212-1537;
- 2. Convicted of shoplifting on August 16, 1994 in the Municipal Court of Winona, Mississippi, in cause no. 9408-2696;

all of the above being in violation of Miss. Code Ann., Section 97-23-93, and against the peace and dignity of the State of Mississippi.

Endorsed: A True Bill

Foreman of the Grand Jury

District Attorney

MAR 2 1 1997, in Fines BlayLook

Do

ALRIGHT BAIL BONDS

796 Goodman Road East Southaven, Mississippi 38671 MISSISSIPPI LICENSE NO. 9003274 FEB 0 4 1997

MRS. TINA/RYALS BLAYLOCK

CIRCUIT CLERK

COLUMN COL

APPEARANCE BOND

Court.

Bohd No. 6566

THE STATE OF MISSISSIPPI
MONTGomery County. Willie HEMPhill, principal, and
LINDA C. ALRED D/B/A ALRIGHT BAIL BONDS surety, agree to pay the state of Mississipp Three THOUSAND DOLLARS
Dollars, unless the sain shall appear before the Court on the APRILIERM day of
19 97 at 9 o'clock Am m., and from day to day and term to term unt discharged by law to answer a charge of Shofe Lifiting
ALRICHT BAIL BONDS By Do Rothy TACKSON (Signed) Heigher Principal
This /st day of FEB 1997 -70 ora or Campbell

THE STATE OF MISSISSIPPI

CAPIAS

1454

TO THE SHERIFF OF MONTGOMERY COUNTY—GREETINGS:

0 100 kg	m on 141
WE COMMAND YOU to take the bod	of Willie of Hempfiell
if to be found in your County, and	safely keep, so that you have before our Circuit Court, at
the Court room thereof in the City of Winona,	on the 14th day of april at 1:00pm, 1997
then and there to answer to the State of Missi	() () () () () ()
HEREI	N FAIL NOT, and have you then and there this Writ.
Wi	tness, Tina Ryals-Blaylock, Clerk of our said Court, with the seal of his
office a	ffixed, at Winona, Mississippi, this theday of
	Upril 1997. Dina Dyak Islandor, Clerk By Rose Seak D. C.

THE STATE OF MISSISSIPPI VERSUS WILLIE J. HEMPHILL

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING §97-23-93

THE STATE OF MISSISSIPPI COUNTY OF MONTGOMERY

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, OCTOBER TERM, 1996
Grand Jury Recalled March 20, 1997

The Grand Jurors of the State of Mississippi, taken from the body of good and lawful citizens of said county, elected, summoned, empaneled, sworn and charged to inquire in and for the county aforesaid, at the term aforesaid of the Court aforesaid, in the name and by the authority of the State of Mississippi, upon their oath present that

WILLIE J. HEMPHILL

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- 2. Convicted of shoplifting on August 16, 1994 in the Municipal Court of Winona, Mississippi, in cause no. 9408-2696;

all of the above being in violation of Miss. Code Ann., Section 97-23-93, and against the peace and dignity of the State of Mississippi.

Endersed: A True Bill

Foreman of the Grand Jury

District Attorney

MAR 2 1 1997, July of CIRCUIT CLERK

CIRCUIT CLERK

IN THE CIRCUIT COURT OF Mouteone COUNTY, MISSISSIPPI
<u>Gril</u> TERM, 19 <u>9</u> 7
STATE OF MISSISSIPPI
VERSUS CRIMINAL CAUSE NO. 7454 Willie J. Hungshill
PETITION TO ENTER PLEA OF GUILTY
The Defendant, after having been first duly sworn, on his/her oath represents and states unto the Court the following: 1. My full name is
and I am also known as
I request that all proceedings against me be had in my true name. This petition has been read and explained to me by my lawyer, and I understand the contents herein.
2. I am represented by a lawyer; his/her name is
3. I wish to plead GUILTY to the charge (s) of felous shoplifting.
4. I told my lawyer all the facts and circumstances known to me about the charges against me. I believe that my lawyer is fully informed on all such matters. My lawyer has counseled and advised me on the nature of each charge, on any and all lesser-included charges, and on all possible defenses that I might have in this case.
5. My lawyer has advised me as to the probabilities of my conviction on the charges with which I am charged and thoroughly discussed all aspects of my case with me. My lawyer has made no threats or promises of any type or kind to induce me to enter this plea of guilty, and the decision to seek the entry of this plea was my own and mine alone, based on my own reasons and free from any outside coercive influences.
6. I understand that I may plead Not Guilty to any offense charged against me. If I choose to plead Not Guilty the Constitution guarantees me: a. the right to a speedy and public trial by jury,
 b. the right to see, hear, and face in open court all witnesses called to testify against me; and the right to cross-examine those witnesses; c. the right to use the power and process of the Court to compel the production.
of any evidence, including the attendance of any witnesses in my favor; d. the right to have the assistance of a lawyer at all stages of the proceedings; e. the presumption of innocence, i.e., the State must prove beyond a reasonable doubt that I am guilty; and
f. the right to take the witness stand at my sole option; if I do not take the witness stand, I understand that, at my option, the jury may be told that this shall not be

held against me.

paragraph, I reby waive them and renew my desirementer a plea of Guilty.
7. I know that if I plead Guilty to this charge (these charges), the possible
sentence is
and / or a fine of \$ to
I also know that the sentence is up to the Court; that the Court is not required to carry out any understanding made by me and my attorney with the District Attorney, and further, that the Court is not required to follow the recommendation of the District Attorney, if any. The District Attorney will take no part other than providing to the Court police reports and other factual information as requested by the Court; and the District Attorney shall make no recommendations to the court concerning my sentence except as follows: Symphology Activities 1249 8. I have been convicted of no felonies in this or any other state or of the United States, except as follows: Which is not required to court; and the Court and the Cour
Officed States, except as follows.
9. I am am not presently on probation or parole. I understand that by pleading guilty in this case this may eause revocation of my probation or parole, and that this could result in a sentence of years in that case. I further understand that if my probation or parole is revoked, any sentence in that case may be consecutive to or in addition to any sentence in this case. 10. I am
11. I declare that no officer or agent of any branch of government, Federal, State, or local, has made any promise or suggestion of any kind to me, or within my knowledge to anyone else, that I will receive a lighter sentence, or probation, or any other form of leniency if I plead Guilty, except those set forth in this plea bargain agreement. 12. I believe that my lawyer has done all that anyone could do to counsel and
assist me. I AM SATISFIED WITH THE ADVICE AND HELP HE HAS GIVEN ME. I recognize that if I have been told by my lawyer that I might receive probation or a light sentence, this is merely his prediction and is not binding on the court.
13. I plead Guilty and request the Court to accept my plea of Guilty and to enter my plea of Guilty on the basis of [here set forth involvement in crime]:

Knowing and understanding the Constitutional guarantees set forth in this

The faits conferenced in the Endeetmen

- 14. I OFFER MY PLEA OF GUILTY FREELY AND VOLUNTARILY AND OF MY OWN ACCORD AND WITH FULL UNDERSTANDING OF ALL THE MATTERS SET FORTH IN THE INDICTMENT AND IN THIS PETITION AND IN THE CERTIFICATE OF MY LAWYER WHICH FOLLOWS.
- 15. In the event the Court places me on supervised probation, I state for the record that I have fully read and understand and agree to the following terms of supervised probation:
- (a) commit no offense against the laws of this or any state of the United States or of the United States;
- (b) avoid injurious or vicious habits and avoid persons or places of disreputable or harmful character;
 - (c) support all dependents;
 - (d) work faithfully at suitable employment so far as possible;
- (e) not possess or consume any alcohol beverage, nor go into or remain about any place where alcoholic beverages are sold as a primary sale item, and not possess or use any controlled substance not lawfully prescribed by a physician;
- (f) submit to any type of breath, saliva or urine chemical analysis test, the purpose of which is to detect the possible presence of alcohol or any substance prohibited or controlled by the laws of this or any state of the United States or of the United States;
 - (g) report to the Department of Corrections as directed by it;
 - (h) permit the Field Officer to visit him at home or elsewhere;
- (i) remain within the State of Mississippi unless authorized to leave on proper application therefor:
- (j) waive extradition to the State of Mississippi from any jurisdiction in or outside the United States and agree not to contest any effort by any jurisdiction to return defendant to the State of Mississippi;
- (k) pay to the Department of Corrections the sum of \$20.00 per month by "Certified check" or "money order" until discharged from supervision;
 - (1) pay restitution, attorney's fees, court costs and assessments as outlined above.

The terms of the Suspension of Sentence are the same as those of Supervised Probation except items (g), (h) and (k).

16. HABITUAL CRIMINAL PARAGRAPH. If NOT applicable, CHECK
If applicable lease note the statute uder which the please guiltry is to taken: of Corrections as directed by it;
as directed by it,
MISS CODE ANN. §99-19-81; MISS CODE ANN. §99-19-83;
Specify the punishment sought to be enhanced:

SIGNED AND SWORN TO BY ME on this, the
Why James Huntill .
WITNESS: H Lee Baily, Dr DEFENDANTS ATTORNEY
STATE OF MISSISSIPPI COUNTY OF Wonteyomen
SWORN TO AND SUBSCRIBED BEFORE ME ON THIS, THE 18th DAY
OF April , 1999. Vina Rials - Blaylock Circuit Cork (Official Tide)
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CERTIFICATE OF COUNSEL

The undersigned, as lawyer and counselor for the above Defendant hereby certifies:

- 1. I have read and fully explained to the Defendant the allegations contained in the indictment in this case.
- To the best of my knowledge and belief the statements, representations, and declarations made by the Defendant in the foregoing petition are in all respects accurate and true.
- 3. I have explained the minimum and maximum penalties for each count to the Defendant, and consider him / her competent to understand the charges against him / her and the effect of his / her petition to enter a plea of guilty.
- 4. The plea of Guilty offered by the Defendant in this petition accords with my understanding of the facts he / she related to me and is consistent with my advice to the Defendant.
- 5. In my opinion, the plea of Guilty as offered by the Defendant in this petition is voluntarily and understandingly made. I recommend that this Court accept the plea of Guilty.
- 6. Having discussed this matter carefully with the Defendant, I am satisfied, and I hereby certify that, in my opinion, he / she is mentally and physically competent; there is no mental or physical condition which would affect his / her understanding of these proceedings; further, I state that I have no reason to believe that he / she is presently operating under the influence of drugs or intoxicants. [Any exceptions to this statement should be stated by Counsel on the Record].

Signed by me in the presence of the Defendant above named and after full discussion of the contents of this certificate with the defendant on this, the day of 1977.

ATTORNEY FOR THE DEFENDANT

NAME Willie James Hen	sphill ALIAS
SSN	RACE B SEX M.
LAST KNOWN RESIDENCE	1000 BB King Dr., Kelmechae
PLACE OF BIRTH Winoua	DATE OF BIRTH 9/10/71
COUNTRY OF CITIZENSHIP	U.S.
*	
98	
	3

THE CTATE OF MICCICCIDAL

	PPI		CAPIAS Cause No. 7454	
TO THE SHE	ERIFF OF MONTGOMERY			
WE COMMAND YOU to take the bod	dy of Wi	llie A H	emphill	
if to be found in your County, and he the Court room thereof in the City of V then and there to answer to the State	Winona, on the25th da	y of March	0:00 A.M.	97
	* T. (**-)			
	HEREIN FAIL NOT, and	have you then and t	here this Writ.	
	1			
28 8 1 136	Witness, Tina Ryals-Bla	aylock, Clerk of our	said Court, with the seal of	of his
19 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	office affixed, at Winona, M		27 .	of his
19 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1			21st d	

INDICTMENT

THE STATE OF MISSISSIPPI VERSUS WILLIE J. HEMPHILL CAUSE NO. 7454

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING §97-23-93

THE STATE OF MISSISSIPPI COUNTY OF MONTGOMERY

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, OCTOBER TERM, 1996 Grand Jury Recalled March 20, 1997

The Grand Jurors of the State of Mississippi, taken from the body of good and lawful citizens of said county, elected, summoned, empaneled, sworn and charged to inquire in and for the county aforesaid, at the term aforesaid of the Court aforesaid, in the name and by the authority of the State of Mississippi, upon their oath present that

WILLIE J. HEMPHILL

DEPUTY SHEFT

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all of the above being in violation of Miss. Code Ann., Section 97-2	23-93, and against the peace
and dignity of the State of Mississippi.	- A MAR MARKET
(Ford A Town Par	
Endorsed: A True Bill CERTIFYING STAMP	Land II
Foreman of the Grand Jury hereby certify that the forestings	MAR 2 1 1992 1 1
now in my office.	ina Fyals-Elayoch
ATTEST: Dina Olyals Claylood	CIRCUIT CLERK
CIRCUIT OLERK	p.Q.

O

THE STATE OF MISSISSIPP	CAPIAS 7454 Cause No.
TO THE SHERI	F OF MONTGOMERY COUNTY—GREETINGS:
WE COMMAND YOU to take the bod Y	of Willie & Hemphill
the Court room thereof in the City of Win	(1)
H	REIN FAIL NOT, and have you then and there this Writ.
	Witness, Tina Ryals-Blaylock, Clerk of our said Court, with the seal of his
off	ce affixed, at Winona, Mississippi, this theday of
_	March 1997
	By, D. C.

INDICTMENT

THE STATE OF MISSISSIPPI VERSUS WILLIE J. HEMPHILL CAUSE NO. 7454

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING §97-23-93

THE STATE OF MISSISSIPPI COUNTY OF MONTGOMERY

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, OCTOBER TERM, 1996 Grand Jury Recalled March 20, 1997

The Grand Jurors of the State of Mississippi, taken from the body of good and lawful citizens of said county, elected, summoned, empaneled, sworn and charged to inquire in and for the county aforesaid, at the term aforesaid of the Court aforesaid, in the name and by the authority of the State of Mississippi, upon their oath present that

WILLIE J. HEMPHILL

late of Montgomery County, Mississippi, on or about the 15th day of August, 1996, in the county and state aforesaid and within the jurisdiction of this Court, did wilfully, unlawfully and feloniously take possession of one (1) Eighteen pack of Budweiser Beer, having a value of Ten dollars and Sixty-Nine cents (\$10.69), which were held by, offered, or displayed for sale by the Sayle Oil Co., a corporation, d/b/a Gas Mart in Winona, Mississippi, a further and more complete description being to the Grand Jury unknown, the said defendant having then and there the intention and purpose of converting said merchandise to his own use without paying the purchase price therefor, and the defendant having been at least twice previously convicted of shoplifting upon charges separately brought and arising out of separate incidents at different times; such convictions more particularly described as follows:

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	all of the above being in violation of Miss. Code Ann., Section 97-23-93, and against the peace
	and dignity of the State of Mississippi.
(Endersed: A True Bill, CERTIFYING STAMP
/	2994 Dood lateby certify the the stepping wan
	Foreman of the Grand Jury is a true copy of District Attorney
	ATTEST TIME CHARK CIRCUIT CLERK CIRCUIT CLERK
	ov. Rese State no

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI

STATE OF MISSISSIPPI

VS

CAUSE NO. 7454

WILLIE J. HEMPHIL

JUDGMENT

On April 18, 1997 into open court came the district attorney, the defendant in his own proper person and the defendant's counsel, the defendant having been charged by indictment with the **FELONY CRIME OF SHOPLIFTING**, and for plea thereto, the defendant entered a plea of guilty. Thereafter, the court advised defendant of his legal and constitutional rights in the premises, and of the consequences of such a plea; and after the defendant freely, voluntarily and intelligent waived his constitutional rights, and after the defendant admitted upon direct questioning that he is guilty of the crime to which he has pleaded guilty, the said plea of guilty was and is accepted by the court.

IT IS, THEREFORE, ORDERED, that the defendant, WILLIE J. HEMPHILL, and for such crime specified above, be and he is hereby sentenced to serve a term of FIVE (5) YEARS with the Mississippi Department of Corrections, THREE AND ONE-HALF (3 1/2) YEARS suspended for FIVE (5) YEARS beginning upon his release from incarceration with ONE AND ONE-HALF (1 1/2) YEARS to serve.

FURTHERMORE, the defendant is to pay all court costs, assessments and restitution in the amount of \$15.00 to Sayle Oil Company, d/b/a Gas Mart, Winona, MS within one year of his release from incarceration.

The sentence imposed in this cause shall run concurrent with the sentence imposed in cause

no. 7453 of this Court.

The following are terms of the suspended sentence:

- a) commit no offense against the laws of this or any state of the United States or of the United State;
- b) avoid injurious or vicious habits and avoid persons or places of disreputable or harmful character;
 - c) support all dependents;
 - d) work faithfully at suitable employment so far as possible;
- e) not possess or consume any alcoholic beverage, nor go into or remain about any place where alcoholic beverages are sod as a primary sale item, and not possessor use any controlled substance not lawfully prescribed by a physician;
- f) submit to any type of breath, saliva or urine chemical analysis test, the purpose of which is to detect the possible presence of alcohol or any substance prohibited or controlled by the laws of this or any state of the United States or of the United States;
 - g) report to the Department of Corrections as directed by it;
 - h) permit the Field Officer to visit him at home or elsewhere;
- i) remain within the State of Mississippi unless authorized to leave on proper application therefor;
- j) waive extradition to the State of Mississippi from any jurisdiction in or outside the United States and agree not to contest any effort by any jurisdiction to return defendant to the State of Mississippi;
- k) pay to the Department of Corrections the sum of \$20.00 per month by "certified check" or "money order" until discharged from supervision;
 - 1) pay fine, court costs, and assessments as outlined above;

The terms of the Suspension of Sentence are the same as those of Supervised Probation except items (g), (h), and (k).

The defendant is remanded to the custody of the Sheriff to await transportation.

SO ORDERED this the Kday of April, 1997.

CIRCUIT COURT JUDGE

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI

The Circuit Court of Montgomery County, Mississippi, having been duly opened on Monday, April 14, 1997, with His Honor, Judge Clarence E. Morgan, III, Circuit Judge, Fifth Circuit Court District of Mississippi, presiding, the following transactions of business were had, to-wit:

7454, WILLIE E. HEMPHILL, indicted on a charge of FELONY SHOPLIFTING, was arraigned and entered a plea of not guilty. Defendant's address is 1000 B.B. King Drive, Kilmichael, Mississippi. His phone number is (601) 283-4837. Honorable Lee Bailey, Montgomery County Public Defender, was appointed as counsel.

The Court does hereby Order that a copy of the within be both spread upon the Minutes of this Court and placed within this cause number file.

SO ORDERED this the day of April, 1997.

1	IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI
2	MONIGOMERI COUNTI, MISSISSIPPI
3	STATE OF MISSISSIPPI
4	VERSUS CAUSE NO. 7453
5	WILLIE HEMPHILL
6	
7	STATE OF MISSISSIPPI NOV 1 2 1997
8	VERSUS DU TOURCH CAUSE NO. 7454
9	WILLIE HEMPHILL D.C.
10	**************
11	TRANSCRIPT OF THE PROCEEDINGS HAD AND DONE IN
12	CONNECTION WITH A PLEA OF GUILTY IN THE ABOVE STYLED
13	AND NUMBERED CAUSE, BEFORE THE HONORABLE CLARENCE E.
14	MORGAN, III, CIRCUIT JUDGE, FIFTH CIRCUIT COURT
15	DISTRICT OF THE STATE OF MISSISSIPPI, ON THE 18TH
16	DAY OF APRIL, 1997.
17	*************
18	ADDEADANCEC.
19	APPEARANCES:
20	HONORABLE MICKEY MALLETTE
21	Assistant District Attorney Post Office Box 1262
22	Grenada, Mississippi 38901
23	(Representing the State)
24	HONORABLE LEE BAILEY Montgomery County Public Defender
25	Post Office Box 133 Winona, Mississippi 38967
26	(Representing the Defendant)
27	
28	Reported By: Noelle C. Skelton, CSR Mississippi CSR No. 1356
29	MIDSIBSIPPI CON NO. 1550

1	BY THE COURT: You are Willie J.
2	Hemphill?
3	BY THE DEFENDANT: Yes, Your Honor.
4	BY THE COURT: Have you been sworn in?
5	BY THE DEFENDANT: Yes.
6	BY THE COURT: Okay. You're represented
7	by Mr. Bailey?
8	BY THE DEFENDANT: Yes, sir.
9	BY THE COURT: Mr. Bailey, you represent
10	him as the public defender of Montgomery
11	County?
12	BY MR. BAILEY: Yes, sir.
13	BY THE COURT: He has heretofore well,
14	first, on 7453, Mr. Hemphill, have you
15	been served a copy of the indictment
16	BY THE DEFENDANT: Yes, sir.
17	BY THE COURT: in that case?
18	BY THE DEFENDANT: 7454.
19	BY THE COURT: Okay. Have you ever been
20	served with that indictment?
21	BY THE DEFENDANT: No, sir.
22	BY THE COURT: Okay. Let's get him
23	served.
24	(Off Record)
25	BY THE COURT: Okay. In Cause No. 7453,
26	Mr. Hemphill, you have now been served a
27	copy of that indictment. Is that
28	correct?
29	BY THE DEFENDANT: Yes, Your Honor.

1	BY THE COURT: Okay. Mr. Bailey, what do
2	you say to a reading of that indictment?
3	BY MR. BAILEY: Waive the reading.
4	BY THE COURT: And I notice that there's
5	a petition filed in that cause also where
6	he intends to enter a plea of guilty to
7	that charge. Is that correct?
8	BY MR. BAILEY: Yes, sir.
9	BY THE COURT: Okay. And in Cause
10	No. 7455, there's also a petition to
11	I'm sorry. 7454, there's also a petition
12	to change his plea of not guilty to one
13	of guilty. Correct?
14	BY MR. BAILEY: Yes, sir.
15	BY THE COURT: Did you prepare those
16	petitions for the Defendant?
17	BY MR. BAILEY: Yes, sir.
18	BY THE COURT: Did you go over them with
19	him and explain them to him?
20	BY MR. BAILEY: Yes, sir.
21	BY THE COURT: Did you read them to him,
22	or did he read them himself?
23	BY MR. BAILEY: I read them to him, and
24	then he read them.
25	BY THE COURT: All right. Did you
26	explain to him the nature of the charges
27	against him and what the State would have
28	to prove in order to convict him of those
29	charges?
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1	BY MR. BAILEY: Yes, sir.
2	BY THE COURT: Did you discuss with him
3	any defenses that he might have?
4	BY MR. BAILEY: Yes, sir.
5	BY THE COURT: Did you, in particular,
6	explain to him his constitutional rights
7	as contained in Paragraph 6 of the
8	petition?
9	BY MR. BAILEY: Yes, sir.
10	BY THE COURT: Did you explain to him
11	that he would waive those rights by
12	entering a plea of guilty?
13	BY MR. BAILEY: Yes, sir.
14	BY THE COURT: Did you explain to him the
15	minimum and maximum sentence available to
16	him on this charge?
17	BY MR. BAILEY: Yes, sir.
18	BY THE COURT: Do you think he
19	understands everything that we're doing
20	here today?
21	BY MR. BAILEY: Yes, sir.
22	BY THE COURT: Do you think his change of
23	plea on both charges is a free and
24	voluntary act?
25	BY MR. BAILEY: Yes, sir.
26	BY THE COURT: Mr. Hemphill, how old are
27	you?
28	BY THE DEFENDANT: Twenty-five.
29	BY THE COURT: How much education have
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1	you got?
2	BY THE DEFENDANT: I went to the 12th
3	grade.
4	BY THE COURT: Can you read and write?
5	BY THE DEFENDANT: Yes, Your Honor.
6	BY THE COURT: Did you read each of these
7	petitions that Mr. Bailey gave you
8	BY THE DEFENDANT: Yes, sir.
9	BY THE COURT: or prepared for you?
10	BY THE DEFENDANT: Yes, sir. I read over
11	them.
12	BY THE COURT: All right. Do you
13	understand they're asking me to accept
14	your plea of guilty. Is that correct?
15	BY THE DEFENDANT: Yes, Your Honor.
16	BY THE COURT: Did you discuss those with
17	Mr. Bailey? Did you discuss those
18	BY THE DEFENDANT: Yes, sir.
19	BY THE COURT: petitions with
20	Mr. Bailey?
21	BY THE DEFENDANT: I discussed
22	everything.
23	BY THE COURT: Okay. Do you understand
24	what he talked to you about?
25	BY THE DEFENDANT: Yes, Your Honor.
26	BY THE COURT: Anything about what he
27	talked to you about or what we're doing
28	here today you don't understand?
29	BY THE DEFENDANT: I don't understand why

1 I can't get house arrest. 2 BY THE COURT: Okay. But as far as the 3 charges -- as far as the charges qo, though, you understand about the charges, 4 5 right? 6 BY THE DEFENDANT: Yes, sir. 7 BY THE COURT: And you understand that 8 you are pleading guilty to these charges? 9 BY THE DEFENDANT: Yes, Your Honor. 10 BY THE COURT: Okay. Are the things 11 contained in these petitions true and 12 correct? 13 BY THE DEFENDANT: Yes, Your Honor. 14 BY THE COURT: Is it your -- is it your 15 signature on the last page of the petition? 16 17 BY THE DEFENDANT: Yes, Your Honor. 18 BY THE COURT: Okay. Before I can accept 19 your plea on either charge, I must advise 20 you of your constitutional rights and 21 advise you that you will waive those by 22 entering a plea of guilty today. 2.3 Do you understand that you have a 24 right to a public and speedy trial by a jury? 25 BY THE DEFENDANT: Yes, Your Honor. 26 BY THE COURT: Do you understand you have 27 28 the right to cross-examine anybody that testifies against you? 29

1	BY THE DEFENDANT: Yes.
2	BY THE COURT: Do you understand that you
3	have the right to call into court
4	witnesses to testify in your behalf?
5	BY THE DEFENDANT: Yes, sir.
6	BY THE COURT: Do you understand that you
7	have the right to testify yourself, but
8	that you also have the right not to?
9	BY THE DEFENDANT: Yes, sir.
10	BY THE COURT: Do you understand if you
11	don't testify and elect not to
12	testify, that I'll instruct the jury they
13	can't hold that fact against you?
14	BY THE DEFENDANT: Yes, Your Honor.
15	BY THE COURT: Do you understand you have
16	a right to an attorney at all stages of
17	the prosecution?
18	BY THE DEFENDANT: Yes.
19	BY THE COURT: Do you understand that I
20	will instruct the jury that they must
21	presume that you're innocent until such
22	time the State proves your guilt beyond a
23	reasonable doubt?
24	BY THE DEFENDANT: Yes, Your Honor.
25	BY THE COURT: Do you understand that all
26	12 jurors would have to find you guilty
27	beyond a reasonable doubt before they
28	could return a verdict against you?
29	BY THE DEFENDANT: Yes.
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1	BY THE COURT: Do you understand that if
2	you are convicted by a jury, you would
3	have a right to appeal that conviction to
4	the Mississippi Supreme Court?
5	BY THE DEFENDANT: Yes, Your Honor.
6	BY THE COURT: And if you can't afford
7	the cost of appeal, I'll appoint an
8	attorney to represent you; and all the
9	costs will be paid by the State?
10	BY THE DEFENDANT: Yes, Your Honor.
11	BY THE COURT: Do you understand you
12	waive all those rights by entering a plea
13	of guilty?
14	BY THE DEFENDANT: Yes, Your Honor.
15	BY THE COURT: Do you understand that you
16	are charged with two charges different
17	charges of felony shoplifting?
18	BY THE DEFENDANT: Yes, sir.
19	BY THE COURT: Have you discussed
20	those those charges with Mr. Bailey?
21	BY THE DEFENDANT: Yes, Your Honor.
22	BY THE COURT: Did he explain to you what
23	the State would have to prove in order to
24	convict you of those charges?
25	BY THE DEFENDANT: They'll have to prove
26	I'm guilty, right? They'll have to prove
27	that I'm guilty.
28	BY THE COURT: Right.
29	BY THE DEFENDANT: Yes, sir.

1	BY THE COURT: And he talked to you about
2	that, how they would have to go about
3	doing that. Is that right?
4	BY THE DEFENDANT: Yes, sir.
5	BY THE COURT: Did you and he discuss any
6	possible defenses that you might have?
7	BY THE DEFENDANT: Yes.
8	BY THE COURT: Are you completely
9	satisfied with his representation of you
10	in this matter?
11	BY THE DEFENDANT: I guess so.
12	BY THE COURT: Was there anything you
13	wanted him to do that he has not done?
14	BY THE DEFENDANT: I want to get house
15	arrest.
16	BY THE COURT: Yeah, I understand that,
17	Mr. Hemphill. But Mr. Bailey is not the
18	one that always gets the say on that. To
19	start with, he may not get the State to
20	agree to recommend that. And if the
21	State recommends it, he ain't got
22	anything to do with whether I do it or
23	not. Do you understand that?
24	BY THE DEFENDANT: Yes, sir.
25	BY THE COURT: I don't have to accept
26	anything that they work out. Do you
27	understand that?
28	BY THE DEFENDANT: Yes, Your Honor.
29	BY THE COURT: Okay. Other than that,

1	other than the fact that he couldn't get
2	you a deal for house arrest, are you
3	satisfied with what he's done for you in
4	this case?
5	BY THE DEFENDANT: Yes, Your Honor.
6	BY THE COURT: After your discussions
7	with him, is it your own idea are you
8	pleading guilty on your own?
9	BY THE DEFENDANT: Yes, Your Honor.
10	BY THE COURT: Okay. Anybody make any
11	threat against you, coerce you in any way
12	or use any physical violence against you
13	to get you to enter a plea of guilty?
14	BY THE DEFENDANT: No, Your Honor.
15	BY THE COURT: Anybody make any promise
16	to you or give you anything of value or
17	any hope of reward in order to get you to
18	enter a plea of guilty?
19	BY THE DEFENDANT: No, Your Honor.
20	BY THE COURT: Are you presently under
21	the influence of drugs or alcohol or
22	undergoing any mental treatment?
23	BY THE DEFENDANT: No, Your Honor.
24	BY THE COURT: Do you understand that on
25	each charge there is there is no
26	minimum sentence, but there is a maximum
27	sentence of five years?
28	BY THE DEFENDANT: Yes, Your Honor.
29	BY THE COURT: Do you understand there's

no minimum fine, but there's a maximum fine of \$1,000?

BY THE DEFENDANT: Yes, Your Honor.

BY THE COURT: Do you understand that that means that if you are convicted on both of them, it is possible that you could get ten years to serve and pay a \$2,000 fine?

BY THE DEFENDANT: Yes, Your Honor. BY THE COURT: Okay. I'll hear from the State on the factual basis of the charge. BY MR. MALLETTE: Your Honor, the State would intend to prove at trial in Cause No. 7453 that the Defendant, Willie J. Hemphill, of Montgomery County, on or about the 21st day of August, 1996, in Montgomery County, Mississippi, did willfully, unlawfully and feloniously take possession of a quart of Budweiser or Bud Light beer, which was offered and held by and displaced for sale by Mim's Convenience Stores, Incorporated, a corporation, doing business as the Jitney Junior in Winona, Mississippi.

The said Defendant having then and there the intention and purpose of converting said merchandise to his own use without paying the purchase price therefore. And the Defendant having been

at least twice previously convicted of shoplifting upon charges separately brought or arising out of separate incidents at different times.

Those convictions being that he was convicted of shoplifting on December 29th, 1992, in Winona City Court in Mississippi in Cause No. 9212-1537. also, that he was convicted of the crime of shoplifting on August 16th, 1994, in Winona City Court in Mississippi in Cause No. 9408-2696. All of the above being against the peace and dignity of the State of Mississippi.

Further, the State would intend to prove at trial in Cause No. 7454 that the Defendant, Willie J. Hemphill, of Montgomery County, on or about the 15th day of August, 1996, in Montgomery County, Mississippi, did willfully, unlawfully and feloniously take possession of an 18 pack of Budweiser beer, which was offered and held and displayed for sale by the Sayle Oil Company, a corporation, doing business as Gas Mart in Winona, Mississippi.

The said Defendant having then and there the intention and purpose of converting that merchandise to his own

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1	use without paying the purchase price
2	therefore. And the Defendant having been
3	at least twice previously convicted of
4	shoplifting upon separate charges arising
5	out of separate incidents at different
6	times, those being the same two that I
7	listed a moment ago.
8	BY THE COURT: Mr. Hemphill, you heard
9	what the State intends to prove in the
10	event each of these cases goes to trial.
11	Do you have any disagreement with what he
12	just said?
13	BY THE DEFENDANT: No, Your Honor.
14	BY THE COURT: Okay. Did you say no?
15	BY THE DEFENDANT: No, I don't
16	BY THE COURT: Did you say I don't know,
17	or did you
18	BY THE DEFENDANT: I said no.
19	BY THE COURT: No. Okay. Did you, in
20	fact, on August 21st, 1996, shoplift a
21	quart of beer from Mim's Convenience
22	Store; and August 15th, 1996, shoplift an
23	18 pack of beer from Gas Mart? Did you
24	do those things?
25	BY THE DEFENDANT: Yes, Your Honor.
26	BY THE COURT: All right. Have you
27	previously been convicted on December
28	29th, 1992, in the City Court of Winona,
29	Mississippi, for shoplifting?
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1	BY THE DEFENDANT: Yes, Your Honor.
2	BY THE COURT: Have you on August 16th,
3	1994, been convicted in the City Court of
4	Winona for shoplifting?
5	BY THE DEFENDANT: Well, Your Honor, they
6	told me to pay a fine. Just to pay the
7	fine instead of and keep me out of
8	court. I wasn't not guilty on those
9	on those charges.
10	BY THE COURT: You weren't not guilty?
11	BY THE DEFENDANT: They told me to pay a
12	fine just to keep it out of out of
13	court.
14	BY THE COURT: Well, have you been
15	convicted on it?
16	BY THE DEFENDANT: I paid the fine on it.
17	That was it.
18	BY THE COURT: Mr. Bailey, have you
19	checked into it? Has he been convicted?
20	BY MR. BAILEY: No, sir. I asked him
21	earlier when we were talking. He didn't
22	tell me that.
23	BY THE DEFENDANT: I was to pay the fine
24	on it.
25	BY THE COURT: Well, if you paid the
26	fine, you obviously did you plead
27	guilty or not guilty when you went to
28	court?
29	BY THE DEFENDANT: They told me to pay

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1	the fine or stay in jail. So I paid the
2	fine. Yeah. I was guilty on all of
3	them. Let's get this over with. I'll go
4	ahead and say I was guilty on them.
5	BY MR. MALLETTE: Let me make sure we've
6	got it.
7	BY THE DEFENDANT: I'll go ahead and say
8	I was guilty on those, too.
9	BY THE COURT: You've now got a copy
10	of
11	BY MR. MALLETTE: I've got a copy of
12	docket book for that day, Your Honor,
13	showing that he was no, that's I'm
14	sorry. That's bound over for this
15	charge.
16	BY THE DEFENDANT: I'll say I was guilty.
17	BY THE COURT: I understand.
18	BY MR. MALLETTE: I don't think we've got
19	a copy in the file that I see.
20	BY THE COURT: Okay. He's acknowledged
21	that he has been convicted. I'm going to
22	direct, though, that the State get the
23	copies from the city court clerk in
24	Winona and put those in the file to
25	verify that.
26	BY MR. MALLETTE: Yes, Your Honor. We
27	will do that.
28	BY THE COURT: If you find that that has
29	not been is not true, then we need to
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1	revisit that before the term is out.
2	Okay? I'm confident that it is, but
3	okay?
4	Okay. You expect the State to make
5	a recommendation as to the type of
6	sentence you should receive in this
7	matter. Do you understand I don't have
8	to accept that, but may instead impose
9	any sentence allowed by law?
10	BY THE DEFENDANT: Yes, Your Honor.
11	BY THE COURT: Do you understand nobody
12	can guarantee you any early release,
13	probation or parole in this matter; and
14	if you are sentenced to a term of
15	incarceration, you might have to serve
16	the whole thing?
17	BY THE DEFENDANT: Yes, Your Honor.
18	BY THE COURT: In Cause No. 7453 on the
19	charge of felony shoplifting,
20	Mr. Hemphill, how do you plead guilty
21	or not guilty?
22	BY THE DEFENDANT: Guilty.
23	BY THE COURT: In Cause No. 7454 on the
24	State of on the charge of felony
25	shoplifting, how do plead guilty or
26	not guilty?
27	BY THE DEFENDANT: Guilty.
28	BY THE COURT: Mr. Bailey, do you know of
29	any reason I shouldn't accept the

Defendant's plea of guilty --1 2 BY MR. BAILEY: No, sir. 3 BY THE COURT: -- on each charge? 4 BY MR. BAILEY: No, sir. 5 BY THE COURT: I find that the Defendant's plea on each charge is freely 6 and voluntarily given, that there's a 7 factual basis for the charge; and I accept the Defendant's plea of guilty. 9 Does the State have a 10 recommendation? 11 BY MR. MALLETTE: Yes, Your Honor. 12 13 Cause No. 7453, the State recommends a sentence of five years with the 14 Mississippi Department of Corrections, 15 with three and a half of those years 16 17 suspended, leaving -- suspended for a period of five years, leaving a year and 18 a half to serve. 19 We also ask that he be placed on two 20 years' supervised probation upon his 21 release, that he be ordered to pay all 22 costs, assessments and fees associated 23 with this charge, plus a \$500 fine. And 24 there is no restitution in this charge. 25 In Cause No. 7454, the State also 26 recommends a five-year sentence with the 27 Mississippi Department of Corrections, 28

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with three and a half of those years

1	suspended and a year and a half to serve,
2	that he be ordered to pay \$15 restitution
3	to Sayle Oil Company, doing business as
4	Gas Mart, in Winona, Mississippi, and
5	that he have to pay all court costs,
6	assessments and fees associated with this
7	charge. That to run concurrent with his
8	sentence in Cause 7453. There is no fine
9	on 7454.
10	BY THE COURT: Is that your
11	understanding, Mr. Bailey?
12	BY MR. BAILEY: Yes, sir.
13	BY THE COURT: Is that your
14	understanding
15	BY THE DEFENDANT: Yes, Your Honor.
16	BY THE COURT: Mr. Hemphill?
17	Mr. Hemphill, that was pretty expensive
18	beer, wasn't it?
19	BY THE DEFENDANT: Yes, Your Honor.
20	BY THE COURT: That will be the sentence
21	of the Court. In 7453, I sentence you to
22	five years with the Mississippi
23	Department of Corrections. I suspend
24	three and a half years I mean, suspend
25	three and a half years of that sentence
26	for a period of five years.
27	I order you to be placed on two
28	years' supervised probation upon your
29	release from incarceration. I order you

to pay a \$500 fine and all costs, fees and assessments involved with that charge.

Cause No. 7554 -- I mean 7454, I sentence you to five years with the Mississippi Department of Corrections, three and a half years suspended for a period of five years.

I order you to pay all costs, fees and assessments with that charge, restitution to Sayle Oil Company in the amount of \$15. And I order that the sentence imposed in 7454 run concurrent with the sentence imposed in 7453.

I order that all matters ordered -all amounts ordered to be paid by this
judgment or these judgments be paid
within six months of your release from
incarceration.

BY MR. MALLETTE: Just for the record,
Your Honor, I found a copy of
Mr. Hemphill's waiver of attorney and the
court records showing his plea of guilty
to the charges on August 16th, 1994. And
I can place those in the record if we
need to do that.

BY THE COURT: Okay. I think it will be best if you did that. Any objection to that?

1	BY MR. BAILEY: No, sir.			
2	BY THE COURT: Okay.			
3	BY MR. BAILEY: Judge, are you going to			
4	give him six months to pay or a year?			
5	BY THE COURT: I'll give him a year.			
6	Make that a year rather than six months.			
7	Okay. Mr. Hemphill, did you read			
8	Paragraph 15 of that petition?			
9	BY THE DEFENDANT: Which one?			
10	BY THE COURT: This one right here. Did			
11	you read that?			
12	BY THE DEFENDANT: No alcohol, no drugs			
13	part?			
14	BY THE COURT: Yeah. Did you and			
15	Mr. Bailey go over what the terms of your			
16	suspended sentence and your probation			
17	were?			
18	BY THE DEFENDANT: Right.			
19	BY THE COURT: Do you understand all of			
20	those?			
21	BY THE DEFENDANT: Yes, sir.			
22	BY THE COURT: You read them and he read			
23	them to you, right?			
24	BY THE DEFENDANT: Yes, Your Honor.			
25	BY THE COURT: Have you got any questions			
26	of me about them? Now is the time to ask			
27	if you do.			
28	BY THE DEFENDANT: No, Your Honor.			
29	BY THE COURT: You sure?			

BY THE DEFENDANT: No, Your Honor. BY THE COURT: Okay. Do you understand, and did Mr. Bailey tell you, that if you violate those terms and conditions and it's reported to me, that I will revoke your suspended sentence and you'll have to serve all this time? Do you understand that? BY THE DEFENDANT: Yes, Your Honor. BY THE COURT: Okay. That will be the sentence of the Court. (Proceedings Concluded)

1 CERTIFICATE OF REPORTER 2 STATE OF MISSISSIPPI 3 COUNTY OF MONTGOMERY I, Noelle C. Skelton, Official Court Reporter 4 5 in and for the Fifth Circuit Court District of the 6 State of Mississippi, do hereby certify that the 7 above and foregoing pages constitute a true, 8 accurate and complete transcription of my stenotype 9 notes and tape recording taken in this matter, and 10 that I have transcribed the same to the best of my skill and ability. 11 12 I do further certify that my certificate annexed hereto applies only to the original 13 14 certified transcript. The undersigned assumes no 15 responsibility for the accuracy of any reproduced copies not made under my control or direction. 16 WITNESS MY SIGNATURE, on this the 20TH day of 17 18 August, 1997. 19 seen C. Shella 20 21 NOELLE C. SKELTON, CSR Mississippi CSR No. 1356 22 My Commission Expires: 23 24

May 15, 1999

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STATE OF MISSISSIPPI VERSUS Willie Hemphill
JUDGE Lopes
DISPOSITION OF CASE DWO YEARS CUSTODY MDOC
BOND None
NEW COURT DATE W/A
Montgomery Co. Roba Carpenter MSO
DATE 10-12-98
JUDGE'S SIGNATURE JOSH & Joseph

EILED

OCT 1 2 1998

MRS. TINA RYALS - BLAYLOCK CIRCUIT CLERK

_D.C.

FEE BILL, CRIMINAL CASES, CIRCUIT COURT

STATE OF MISSISSIPPI MONTGOMERY COUNTY CASE NO. 7453 54

STATE OF MISSISSIPPI VS.

No

2393

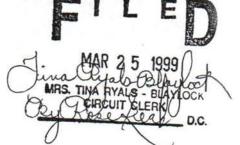
CASE NO. 7453, 54 Wille Hemphill

7454

Jury Tax\$	3.00
Court Reporter's Fee	10.00
County Attorney	
Law Library	
State Court Education Fund	
Clerk's Fee	
Sub-Total	
Sheriff's Fee	
Law Enforcement Officers and Training	
Federal State Alcohol Program	
Mississippi Alcohol Safety Education Program	
Emergency Medical Services	
Correctional Facility Construction	
Driver Education and Training	
Hunter's Safety Education Program	
Fees of other Sheriff's	
Restitution	79
Other	
Other	758
Fine	
TOTAL	
Partial Payment	
How Paid: □ Cash Payment received from MADAC	
How Paid: ☐ Cash Payment received from MDCC ☐ Check This the 26 day of October A.D., 1998 Dollars \$ 2.0	ma
Check This the 6 day of Webbell A.D., 1998 Dollars \$ 2.	17_
☐ Money Order	
By D.C. / RB Circl	uit Clerk
(Prescribed by Mississippi State Department of Audit)	

Affidavit

VIOLATION OF PROBATION Cause Number 7453 & 7454



Before me_ Joseph Loper,Judge of the	Circuit Court in and
for Montgomery County, Mississippi, perso	nally came_Delores W. Cates
	(Field Officer)
who, being first duly sworn, says that Willie H	(Probationer)
hereinafter referred to as the aforesaid, was on the $\underline{}$	
A.D. 19 97 ,convicted of the offense of Felony Sho	pliftingin the Circuit
Court of Montgomery County, which Court	sentenced him to serve_3½years in
the custody of the Department of Corrections and s	uspended the execution and placed the
aforesaid on probation for a term of yea	rs, in accordance with the provisions of
Mississippi Code 1972, Annotated, Section 47-7-33.	
It further appearing that the aforesaid has not prope	rly conducted h <u>im</u> self, but has violated
the conditions of h_is_probation in a material respect t	by:
Failing to complete the program at the Lefl committing violations of the Restitution Ce	
 Violation #19, being terminated from em Violation #18, refusing to work, 9/2/98 	
3. Violation #24, unauthorized area away f	
4. Violation #42, Possession of prohibited	
5. Violation #15, Positive for the use of 6. Violation #15, Positive for the use of	
7. Violation #2, Absconding supervision of	
1.18	Delores W. Cates
	(Field Officer)
Sworn to and subscribed before me this 25th day of	Mrs. A.D. 19 <u>99</u> .
MISSISSIPPI STATEWIDE NOTARY PUBLIC MY COMMISSION EXPIRES NOV. 5, 2002 DONDED THRU STEGALL NOTARY SERVICE	
CONDED THRU STEGALL NOTARY SERVICE	July H. Har! Y
lance	Judge of the <u>Circuit</u> Court
	in and for Montgomery County

cc: Circuit Clerk (original)
Deputy Commissioner of Community Services
Field Offcer

EE 195

Cause No. 7453 745\$

Warrant

In the Name of the State of Mississippi, and Peace Officer of the State of Mississippi:

WHEREAS, Delores W. Cates	has this day made oath before	
Hon. Joseph Loper that on t	he18thday_ofApril,	
A.D. 19 97 , one Willie Hemphill	hereinafter referred to as the	
aforesaid, was convicted of the offense of Felony Shopl	ifting in the Circuit	
Court of Montgomery County, which Co	urt sentenced him to serve $3\frac{1}{2}$ years in the	
custody of the Department of Corrections and suspended the	execution of said sentence and placed the aforesaid	
on probation for a term of 2 years, in accordance with	h the provisions of Section 27, Chapter 262, Laws of	
Mississippi, 1956, and		
It further appearing that the aforesaid has not properly co	onducted h im self, but has violated the conditions	
of h ^{is} probation in a material respect by:		
Failing to complete the program at the Leflore County Restitution Center by committing violations of the Restitution Center. 1. Violation #19, being terminated from employment, 9/2/98. 2. Violation #18, refusing to work, 9/2/98. 3. Violation #24, unauthorized area away from the Center, 9/6/98. 4. Violation #42, Possession of prohibited item, 9/6/98. 5. Violation #15, Positive for the use of alcohol, 2/6/99, 2/16/99 & 3/13/99. 6. Violation #15, Positive for the use of marijuana, 1/12/99. 7. Violation #02, Absconding supervision of the Restitution Center, 3/19/99.		
THESE ARE, THEREFORE, to command you to arrest inst	anter the aforesaidWillie	
Hemphill	, and bring him before me to be dealth with ac-	
cording to law.	M. 1	
Given under my hand and seal this 25th day of _	, A.D. 19 9 9	
	Judge of the Circuit Court.	
MRS TIVA FLYALE - BLOVLOCK OLIVE TO THE TOTAL OF THE TOT	in and for Montgomery County.	
D.C.	CC 110	

Division of Community Services



Greenwood/Leflore County Restitution Center

P.O. Box 1346

Greenwood, Mississippi 38935-1346

(601) 453-5134

FAX 601-453-0243

March 26, 1999

Tina L. Blaylock, Circuit Clerk Montgomery County Mississippi Post Office Box 765 Winona, Mississippi 38967

res W. Catis

Dear Tina L. Blacklock:

Enclosed you will find a Waiver of Preliminary Probation Revocation Hearing and Waiver of Notice and Waiting Period to Revocation Hearing on Willie Hemphill, Montgomery County Causes # 7453 and 7454. At your earliest convenience, please file and return to me a copy of each.

Thanking you in advance for your assistance in this matter.

Respectfully,

Delores W. Cates,

Field Officer II

Division of Community Services



Greenwood/Leflore County Restitution Center

P.O. Box 1346

Greenwood, Mississippi 38935-1346

(601) 453-5134

FAX 601-453-4558

WAIVER OF RIGHT

TO

PRELIMINARY PROBATION REVOCATION HEARING

	E BEEN CH	ARGE	D WITH THE PROBATION VIOLATION (S) LISTED
1.	Violation	#19,	being terminated from employment, 9/2/98.
2.	Violation	#18,	refusing to work, 9/2/98.
3.	Violation	#24,	unauthorized area away from the Center, 9/6/98.
4.	Violation	#42,	Possession of prohibited item, 9/6/98.
5.	Violation	#15,	Positive for the use of alcohol, 2/6/99, 2/16/99 & 3/13/99.
			Positive for the use of marijuana, 1/12/99.
7.	Violation	#02,	Absconding supervision of the Restitution Center, 3/19/99.

After having these charges fully explained to me, and without waiving any other rights I may have, DO HEREBY VOLUNTARILY WAIVE and relinquish my right to a Preliminary Probation Revocation Hearing, and futher request that I be returned to the Circuit Court of __Montgomery __County for a Probation Revovation Hearing before the Circuit Judge.

SIGNED AND DATED, THIS THE 25 DAY OF MOYCH, 19 99.

SIGNATURE OF WITNESS

I. Willie Hemphill

SIGNATURE OF PROBATIONER

CAUSE NO. 7453 & 7454

MRS. TIMA RYALS ELAY

Division of Community Services



Greenwood/Leflore County Restitution Center

P.O. Box 1346

Greenwood, Mississippi 38935-1346

(601) 453-5134

FAX 601-453-4558

WAIVER OF RIGHTS

TO

NOTICE AND/OR WAITING PERIOD PRIOR TO REVOCATION HEARING

I, <u>Willie Hemphill</u> Cause # 7453 & 7454 do hereby waive any and all rights which I may have, accrued under State and Federal Law, to a notice and/or any waiting period prior to hearing the allegation against me at any set date of my Probation Revocaton Hearing.

I, Willie Hemphill Cause # 7453 & 7454, do hereby understand what has been explained and read to me, and sign this statement voluntarily on my own free will without any treats, promises or coercion of any kind from anyone.

25 March 99

RESIDENT'S SIGNATURE

STAFF MEMBER'S SIGNATURE

WITNESS' SIGNATURE

2000 Com 2000

MAR 2 9 1999 Juna Charles Braylor

By Consuntations

FEE BILL, CRIMINAL CASES, CIRCUIT COURT STATE OF MISSISSIPPI

STATE OF MISSISSIPPI MONTGOMERY COUNTY

(Prescribed by Miss. State Dept. of Audit)

Nº 2545

CASE NO. 7453.7454

Willie g. Hempfill

Jury Tax	\$ 3.00
Court Reporter's Fee	10.00
County Attorney	3.00
Law Library	2.50
State Court Education Fund	2.00
Clerk's Fee	75.00
Sub-Total.	95.50
Sheriff's Fee	
Law Enforcement Officers and Training	
Federal State Alcohol Program	
Mississippi Alcohol Safety Education Program	
Emergency Medical Services.	
Correctional Facility Construction	
Driver Education and Training	
Hunter's Safety Education Program	
Fees of other Sheriff's	
Restitution	15.4 , #260,21
Other	GK# 111 73
Other	1.7453 705.15
Fine.	ck# 11173
TOTAL	
PARTIAL PAYMENT	
How Paid: ☐ Cash Payment received from	
	Dollars \$ 965.36
Check this the 27th day of April A.D., 1999	Dollars \$_763,36
Money Order	
TINA RYAI S-RI A	YLOCK
By backyn Dernell D.C.	Circuit Clerk

Division of Community Services



Greenwood Restitution Center P.O. Box 1346 Greenwood, Mississippi 38930 (601) 453-5134

I, Willie Hemphill	, having discussed my probation
with Ellis Bevis FO II	_, feel that it would be in my best
interest to voluntarily enter	the Leflore County Restitution
Center. I understand my resp	onsibility to abide by the rules and program. I also agree to pay any
fines, Court Costs, restituti	on, and back supervision fees that I ourt Order dated April 18, 1997

I further understand that my release from the Restitution Center depends on my meeting all financial obligations and having no serious behavioral problems.

I would further warrant that the above statement was freely given and I was not coerced or pressured by any other person.

Signature

8/21/98 Date

8/21/98

Date

STATE OF	MISSISSIPPI
	VS.

Willie	Hemphill	
		Defendant.

In the	Circuit	Court
	Montgomery	County, Mississippi

No. 7453 & 7454

Order of Modification of Probation

	E coming on to be heard, and being hable C. E. Morgan, III		Judge and it appearing that
	phill , here		
	, A. D. 1997 , convicted		
40.	in theCircuit	A	
which Court suspe	ended the imposition of sentence and p	lace the aforesaid on probation fo	or a term of 2 years
-	, in accordance with the prov	isions of Section 27, Chapter 524,	, Laws of Mississippi, 1950, as
amended and			
It further app	pearing that the aforesaid has not propo	erly conducted h im self, bu	t has violated the conditions of
h is probat	ion in a material respect by		
Condition E: Condition G: Condition K: Condition L:	Not possess and or use in Report to MS Dept. of Con Pay monthly Supervision In Pay Court Ordered fines, Court as directed;	rrections as directed; Fees to MS Dept. of Cor fees and restitution t	rections; to the Clerk of the
modified, and it is in the following method to the Compaid to the	shereby modified in accordance with Shanner: Willie Hemphill is of the MS Dept. of Correct: Circuit Clerks Office in McCorrections in back Supervise Hemphill is to receive a ne Restitution Center Hemphile tence on Supervised Probat:	Section 27, Chapter 524, Laws of to be placed in a Restitions until amounts total ontgomery County and \$9 ision Fees. Also while loohol and drug treatme thill is to be released	Mississippi, 1950, as amended, tution Center under ling \$1,011.00 is 0.00 is paid to the at the Restitution ent. Upon his com-
Minutes of the Co his use in complia	HER ORDERED, That the Clerk of the curt, and forthwith forward three certificates with the requirements of law. ORDERED IN OPEN COURT, this	ied copies of same to the Probatio	n Supervisor in this District for
16 2 8 1998 PLANS - BLAYLO ACUIT CLEAK	ok oc	Core	Judge Plesiding
A certified co	ppy of this order has been delivered to		eted regarding same

STATE OF MISSISSIPPI

			_
Y 1	0:	0	
in the	Circuit	Court of	

4		
MITTA	mery	
w wy	5 mercy	

Cause/Case N	lo.
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-	11	5	11	
		0	-	

TO THE MISSISSIPPI DEPARTMENT OF CORRECTIONS:

County

	TICE OF CRIMINA		0.0
You are hereby notified that at the presiding, the following disposition was	imposed for the crime(s) hereins	erm of the Circuit Court, Ju after described:	idge Clarence & Morgan II
I. A. Disposition(s) Reported: QPr	risoner Commitment Suspended	Sentence/Probation	al/Dismissal Provisional Sentence (Complete A-1 if checked)
(Compliance/Non-Compliance Order	□Non-Adjudication □Bad Check Diversionary Program	Sentenced under RID Restitution Center in	Sentenced under Shock Probation County
_		lea after days o	
□Ju	ury Verdict after day	ys in trial Revoca	tion Hearing
	Race Colnok BCB King der, Kilmin	Country of Citiz	Birth_ 9 10 71
Alien Registration/Immigration		FBI #	
MS Code § 97-23-93		Agend	су
Count II Charge			
	Orig. Case#_	Agen	cy
*Count III Charge	Orig. Case#	Agen	
MS Code §		Agen	
IV. Date of Sentence Opril 18 199	Crec	dit for Time Served (ONLY for this/1	hese charge[s])
Sentence(s) Initially Imposed by Order:	Count I; Cou	unt II;	*Count III
Count I Count II Count II Count II Count II	(Yrs/Mos) Suspended (Yrs/Mos)		
*Count III		Last i bound	- 0 - 7UE2
		r sentence imposed	- 10 /135
Conditions/Designation of Sentence:	to run consecutive wi Habitual	American Company and Company and Company	ting Other
V. Confined in Jail		to	
[On This/These			
Charges Only]		to	
		to	
Released on Bond Pending Appeal		to	
Defendant Currently Housed in:			. 0 0 0 0
VI. Fine \$	Indigent Fee \$		\$ 15.00 to Dayle Oil Co
Court Costs \$ 248.00	Attorney Fees \$		s\$
Conditions of Payment the	pa within I year	of release.	
Send Prisoner Commitments, Provisional Seni Orders and Revocation Orders to: Director of Records INS Liaison MDOC MS Supren P. O. Box 88550 P. O. Box 1 Pearl, MS 39208-8550 Jackson, M	n ne Court	Ting Lya	20 Blaylook
Send Suspended Sentence/Probation Notices		Circuit Clerk	
Sentence Orders and Revocation Ord	ders to:	my Know &	eale DC
Data Operations INS Liaison MDOC MS Supren	-	By:	7 30
723 North President St. P. O. Box 1	117	Date: Upril 2	3, 1997
	AS 39205-0117		SCINS Form CR1- 8/31/94
Acquittal/Dismissal Notices to: INS Llaisor	n (Above Address)		MS Code Ann. §

act Receivable name: Willie & Hemphill Cause ho: 7454 Dk: H Pa: 245
Audgment: 4/21/97 (5 yna w) MOCC, 3'/2 yns suspended gar 5 yns, 10/12 yns Charge Hope Hoplifting to sayle ail Co, d b a face mant, Whiona mr-te he of within I gr of release; sertence imposed shall new concurrent with sentence imposed in Cause the. 7453). Lereigt to Balance \$263,00 260.21 10/26 98 2393 4/27/99 260.21 2545

45.00 restitution to Payle ail Co, d bla has mant, Warona ha
45.00 shoriff naylog

45.00 clark pd. 4/99

200 co atty

200 4/99 pd 4/99 127,00 000

75.00 Clark 2.79 10/98

72.21 bal. 72.214044/99

*263,00 Istal ant due

8/30/2018 Case #: 0005789

MONTGOMERY COUNTY Case Information Sheet

16:55:25 JCINQPI

Type: A Cit #: AFFIDAVIT

AFFIDV

Location

Issued

Filed Accident

Sts:

47/1997 N

Defendant: HEMPHILL WILLIE

Part Pay

Physical Address:

Mailing Address:

ID:

City/St/Zip:

Collect Aqt:

DL / SSN #:

State:

Sex: Race: DOB:

Auto License #: Make:

State: Model Year:

Year: 0000 Vehicle Type:

CMV HAZ N N

Speed: Zone:

BAC:

Officer ID: NOI

INVOLVED, NO OFFICER

Fine Code: 900 FELONY

Court Date: 4/15/1997 Location:

Violation: FELON FELONY Judge: J JAMES, DELORIS

Comment:

DAVID ELDRIDGE

10-Day:

Show Cause:

DR-15:

------Warrant-----

Date Paid Amt Paid

Issued Served

By

Plea

Finding PENDING

Appear Status PENDING Docket#: 12 108

4/07/1997

Rect Num

Tot Chq

Tot Adj Tot Paid Bal Due

CASE NOTES: *************************

COURT ORDERS:

Rect # Amount Date

Rect #

Amount

STATE OF MISSISSIFFI ABSTRACT OF COURT RECORD MONTGOMERY COUNTY

Agency Codes 9049

Ticket No: AFFID Date: 8/30/2018 DEFENDANT FRaccion a Sex: ___ Name: HEMPHILL, WILLIE Physical Address: _____ Mailing Address: City: State: Zip Code: _______ Drivers License Number: ______ State: ____ Date of Birth: ______ Zip Code: ____ VEHICLE INFORMATION Registration (Tag) No: State: State: Stade: ____ Yearn Types: VIOLATION Zones Changes Were Filed By:
Comments:
DAVID ELDRIDGE Baudge No: Defendant Entered a Flea of: <u>OPEN/PENDING</u> Judgement of Court: OPEN/PENDING By Judge: JAMES, DELORIS Remarks by Courts Case Notes: Flus Assessments of: ____ Defendant was Fined: Sentenced To: __ Badil Forfeited () Appead.ed () Fine Padd () I Certify That This is a True and Correct Copy of My Court Record as Recorde Docket: 12 Page: 108 Case: 5789 Signed: Title: Dactes

8/30/2018 Case #: 0005790

MONTGOMERY COUNTY Case Information Sheet

16:55:49 JCINQPI

Type: A AFFIDV Cit #: AFFIDAVIT

Location

Issued

Filed Accident

47/1997 N

Defendant: HEMPHILL WILLIE

Part Pay

Physical Address:

ID: Sts:

Mailing Address:

Collect Agt:

City/St/Zip:

State: Sex: Race: DOB:

Auto License #: Make:

Speed:

DL / SSN #:

State: Model Year:

Year: 0000

CMV HAZ N N

BAC: Zone:

Officer ID: NOI

INVOLVED, NO OFFICER

Fine Code: 900 FELONY

Violation: FELON FELONY

Judge: J JAMES, DELORIS

Vehicle Type:

Comment:

Location: DAVID ELDRIDGE

10-Day:

Show Cause: 3

DR-15:

------Warrant-----

Court Date: 4/15/1997

Issued Served

Date Paid Amt Paid

Ву

Plea

Finding PENDING

Appear Status PENDING Docket#: 12 109

4/07/1997

Rect Num

Tot Chq Tot Adj Tot Paid Bal Due

COURT ORDERS:

Rect # Amount Date

Rect #

Amount

Date

STATE OF MISSISSIPPI ABSTRACT OF COURT RECORD MONTGOMERY COUNTY

Agency Code: 9049 Ticket No: AFFIDAVIT Date: 8/30/2018 DEFENDANT Name: HEMPHILL, WILLIE Race: Sex: ____ Physical Address: Physical Address.

Mailing Address:

State: City: State: Zip Code: _____ Drivers License Number: State: Date of Birth: _____ VEHICLE INFORMATION Year: ____ Registration (Tag) No: _____ State: ___ Vehicle Model Year: ___ Make: ____ Type: _____ VIOLATION Judgement of Court: OPEN/PENDING By Judge: JAMES, DELORIS Remarks by Court: Case Notes: Defendant was Fined: _____ Plus Assessments of: _____ Sentenced To: _____ Bail Forfeited () Appealed () Fine Paid () I Certify That This is a True and Correct Copy of My Court Record as Recorded in Docket: 12 Page: 109 Case: 5790 Signed: _____ Title: ____

Date: _____

8/30/2018 Case #: 0005792

MONTGOMERY COUNTY Case Information Sheet

16:56:09 JCINOPI

Type: A AFFIDV Location

Issued 4/07/1997 Filed Accident

ID:

Cit #: AFFIDAVIT

4/07/1997 N

Defendant: HEMPHILL

WILLIE

Part Pay

Physical Address: Mailing Address:

Sts: Collect Agt:

City/St/Zip:

Sex:

Race: DOB:

Auto License #:

DL / SSN #:

State: State:

Year: 0000

Make:

Model Year:

BERNADETTE NASH

Vehicle Type:

CMV HAZ N N

Comment:

Speed: Zone: BAC: Officer ID: NOI INVOLVED, NO OFFI Fine Code: 320 SIMPLE ASSAULT Violation: SIASS SIMPLE ASSAULT Court Date: 4/15/1997 Location: Judge: J JAMES, DELORIS INVOLVED, NO OFFICER

10-Day:

Show Cause:

DR-15:

------Warrant-----

Issued Served

By Plea

Finding

Appear Status

Docket#:

4/07/1997

PENDING

PENDING

12 110

Date Paid Amt Paid Rect Num

Tot Chg 237.00

Tot Adj Tot Paid Bal Due

237.00

CASE NOTES: *************************

COURT ORDERS:

Rect # Amount Date Rect # Amount

Date

STATE OF MISSISSIPPI ABSTRACT OF COURT RECORD MONTGOMERY COUNTY

Agency Code: 9049

Ticket No: AFFIDAVIT

Date: 8/30/2018 DEFENDANT Name: <u>HEMPHILL</u>, <u>WILLIE</u> Race: _____ Sex: ____ Physical Address: Mailing Address:

City: ______ State: ____ Zip Code: _____
Drivers License Number: _____ State: ___ Date of Birth: _____ VEHICLE INFORMATION State: __ Year: ____ Registration (Tag) No: _____ State: ____ Vehicle Model Year: ____ Make: _____ Type: _____ VIOLATION Comments: BERNADETTE NASH
Defendant Entered a Plea of: OPEN/PENDING Judgement of Court: OPEN/PENDING By Judge: JAMES, DELORIS Remarks by Court: Case Notes: Defendant was Fined: __150.00_ Plus Assessments of: 87.00 Sentenced To: Bail Forfeited () Fine Paid () Appealed () I Certify That This is a True and Correct Copy of My Court Record as Recorded in Docket: 12 Page: 110 Case: 5792 Signed: Title: Date: _____

8/30/2018 Case #: 0005793

MONTGOMERY COUNTY Case Information Sheet

16:56:28 JCINOPI

Type: A AFFIDV Location Cit #: AFFIDAVIT

Issued

Filed Accident

47/1997 N

Defendant: HEMPHILL WILLIE

Part Pay

Physical Address:

Mailing Address: City/St/Zip:

Collect Agt:

DL / SSN #:

State:

Sex: Race: DOB:

ID:

Sts:

Auto License #:

State:

Year: 0000

Make:

Model Year:

Vehicle Type:

Violation: FELON FELONY

CMV HAZ N N

Speed: Zone:

BAC:

Officer ID: NOI

INVOLVED, NO OFFICER

Fine Code: 900 FELONY

Court Date: 4/15/1997 Location:

Judge: J JAMES, DELORIS

Comment:

BERNADETTE NASH

10-Day:

Show Cause:

DR-15:

------Warrant-----

Issued Served

By Plea

Finding PENDING

Appear Status

Docket#: PENDING 12 111

4/07/1997

Date Paid Amt Paid Rect Num Tot Chg

Tot Adj Tot Paid Bal Due

CASE NOTES: *************************

COURT ORDERS:

Rect # Amount Date Rect # Amount

Date

STATE OF MISSISSIPPI ABSTRACT OF COURT RECORD MONTGOMERY COUNTY

Agency Code: 9049

Ticket No: AFFIDAVIT

Date: 8/30/2018 DEFENDANT Name: HEMPHILL, WILLIE Race: Sex: Physical Address: _____ Mailing Address:

City: _____ State: ___ Zip Code: ____ _

Drivers License Number: ____ State: __ Date of Birth: _____ VEHICLE INFORMATION Year: ____ Registration (Tag) No: _____ State: ___ Vehicle Model Year: ___ Make: ____ Type: VIOLATION Comments:

BERNADETTE NASH

Defendant Entered a Plea of: OPEN/PENDING

Judgement of Court: OPEN/PENDING

By Judge Transparent of Court: OPEN/PENDING By Judge: JAMES, DELORIS Remarks by Court: Case Notes: Defendant was Fined: _____ Plus Assessments of: _____ Sentenced To: Bail Forfeited () Appealed () Fine Paid () I Certify That This is a True and Correct Copy of My Court Record as Recorded in Docket: 12 Page: 111 Case: 5793 Signed: _____ Title: ____ Date:

Winona Police Department City of Winona, Mississippi 38967

ARREST REPORT

Phone (601) 283-1121

NÖ	

NO		•	(000	•			NO	
NAME OF PERSON ARRESTED		.,			ALIAS OR NICKNAMI	(S) ARRES	T DATE !	-
1	2.11					05-04	-98	
Willie J. Hemps					OCCUPATION	05-04 TIME	□ AM	<u> </u>
21 1.000	· Ki	Por al	. 1		NFORMATION TYPE	183	D PM	2 2 7
36 Sierce J.		virusia	DRIVER'S	LICENSE I	NFORMATION TYPE		PIRES	≓ .
	STATE	NA	CENSE NO	MBEK		[^"	FIRES	K
AGE RÁCE SEX EYES	HAIR HEI	GHT WEIGHT	DATE OF	BIRTH	PLACE OF BIRTH	TA	TTOOES O	R ID. MARKS
27 B m BR	Bek 5	-9 MA	9.10	-7/				
WHERE ARRESTED		112-4-02		HOW ARR	EST MADE: ON	VIEW D	CALL V	VARRANT
S. Front St.				WARRANT	NO.	WA	RRANT DA	TE
OFFENSEIS SUSPECTED OR CHARGE	5							
no Univers Lee	·enie							
DATE OFFENSE COMMITTED	TIME		A.M.	COURT				
S-4-98 WHERE OFFENSE COMMITTED	1830		LIPM	1 2 1	9			
		TYPE	E PREMISE	ES	7		В	USINESS TRADE NAME
ARMED YES ON								
ARMED YES	5					LL ITEMS \		
TYPE WEAPON					C DRINKING C			
PREVIOUS ARRESTS .				OTHER P	ERSONS ARRESTED	FOR SAME	OFFENSE	
yes								
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INVOLVED 88 fort		2 Mr.	Rd	V-X	A-364	ms	1991	WHERE
PROPERTY PLACED IN PROPERTY ROC	M						•	
NAME OF COMPLAINANT	,			RELATION	OF COMPLAINANT	& SUSPECT	r - IF ANY?	
Warana Police ADDRESS OF COMPLAINANT	upt_			L		1		
ADDRESS OF COMPLAINANT	,					BEST PH	IONE	OTHER PHONE
				1.00 100				
WITNESSES NAME.	BEST	CONTACT ADD	RESS	AGE BE	EST PHONE	OTHER	PHONE	PARENT OR GUARDIAN?
1 de Vanton				ļ				
3								
NOTE FACTS OF ARREST NOT INCLUD	ED ABOVE							
NOTE FACTS OF ARREST NOT INCLUDE	ED ABOVE.							
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Horse Pusa	Wa	is di	inin	- C	in Front	5+	Wit	L loud
Julia pusa				7 1	70-070		,	7-0
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ARRESTEE'S RIGHTS GIVEN BY		DA	TE	TIME	PLACE		·····	
RESULTS OF INVESTIGATION					Million to the Migran Co.	 _		NCIC #
ARRESTING OFFICERS		REPORT MA	DE BY			FINAL DI	SPOSITION	
W-2-W-9 Bank	an Buble	Soutto	٣					
	/ Hea suga	lamontary room	t for additi		tion not covered above			

AT THE FOLLOWING LOCATION.	LOW, THE AFFIA	NT HEREIN, BE				OES DEPOSE AM	VD SAY
STATE OF MISSISSIPE COUNTY OF		ACENON	CODE				
City of Wi			03	2Nº	0	0578	33
LOCATION +	(t		DISTRICT		HIGH	WAY / STREET	_
DAY	DATE		10	TIME		ACCIDENT	?
NAME (FIRST NAME, MIDDLE NAME	ME LAST NAME	集. 9	8	18:	فعة	□ YES	ZHO"
Wille	5 2/a	mel	ill				
ADDRESS	`	1					
CITY PILET	STAT	<u> </u>	<u> </u>	Ži	P CODE		
Kelmedy	1 n	75			39	747	
DRIVER LICENSE NUMB			CLASS	STATE	SEX	RACE DATE OF	_
VEHICLE LICENSE NUMBER	STATE	YEAR MA	KF	MODEL	M	VEHICLE TYPE	2-11
6-XA-364	m	500	Port			rC	
THAT THE AFORESAID PERSON MISSISSIPPI WILLFULLY OPERA	ON DID UNLAWF	ULLY AND AG	AINST THE F	PEACE AND	DIGNI	Y OF THE ST	ATE OF
	CODE (CHECI			ON EAC	ч тіск	ET)	
		ONE	S81-Seatb				
☐ SP3-Speeding			RR4-No Dri	iver License	: (Expire		
☐ SC2-Ran Stop Sign/Red Li ☐ WW2-Driving on Wrong Sid			☐ RT-No Moto		spection	n: (Expired)	
☐ VR2-Driving While License			☐ VA2-Driving	_	nse Sus	spended	
☐ FO1-Following Too Closely			Under t	mplied Cons			
☐ PA1-Improper Passing ☐ RW2-Failed To Yield Right (of Way		□ RK1 ·Reckle □ NH·Tint Lav	-			
OTHER VIOLATION: (Cite sp		ion violated and	d explain the	violation bel	ow)(Offense	Code)
RK 4	NO	カム					
☐ Violation pursuant to Commo ☐ Required placard under Haza	rcial Driver's Lice	ense Law	Act				
			nyli		70.0	-1.151.5	DOES
FURTHER, AFFIANT STATE BELIEVE, THE PERSON NA	MED ABOVE C	OMMITTED	PROBABL THE OFFEN	E CAUSE ISE HEREI	N SET	FORTH, CONT	FRARY
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(See Instructions Below)	RETURN TO WIM MOR Police Dead								
FORFENDANT'S NAME: LAST FIRST MIDDLE	RACE SEX AGE DATE OF BIRTH								
ARREST FILE NUMBER OFFENSE DATE, OFFENSE	NUMBER WARRANT NUMBER CAPIAS NUMBER								
05-04-98 CHARGES FILED:									
1 An Arises lucas of									
2									
2.									
PROSECUTOR: City Attorney County Attorney District Attorney	torney CAUSE NUMBER: M98-Q01597								
PLEA: Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed	NAME OF COURT: Ligaria Paleie Court JUDGE (MAGISTRATE) Davold Band								
CHARGES: SAME AS	ABOVE REDUCED TO:								
1.									
2.									
3.									
DISPOSITION(s) (If more than one, indicate for which charge.)									
NO BILLED	\$Fine and \$Costs								
CASE PRESENTED - PROSECUTION REFUSED	Day(s) County Jail and \$ & Costs								
DISMISSED AT TIME OF EXAMINING TRIAL	Month(s) County Jail &\$ & Costs								
DISMISSED BY STATE'S MOTION	Month(s) Probation								
SENTENCED TOYEARS IN (NAME OF	Year(s) Probation								
INSTITUTION) AND / OR \$FINE	Month(s) Probation & \$ & Costs								
CONCURRENT WITH OTHER	Month(s) and Sentence Suspended								
CONSECUTIVE WITH OTHER	Year(s) and Sentence Suspended								
REMARKS: plead guilty									
DISPOSITION DATE: SIGNATURE OF PE	ERSON WRITING DISPOSITION								
	RUCTIONS ss a disposition is shown for an arrest and for the charge, then that arrest								
OFFICER who files charges and prepares the necessary follow up report will PREPARE A DISPOSITION SHEET. The information requested in the upper portion is ESSENTIAL. It MUST be completed in detail.									
OFFICER delivering the Offense Report and any Supplement Reports to the Prosecutor will make certain that a completed Disposition Sheet is included with the reports.									
PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.									

TOTAL 6/4/98 TOWN OF KILMICHAEL US. Willie James YJenphill This cause coming on to be heard came the defendant, and having plead failed arge of ______ No Driveis License having heard the testimony in said cause and being in all things fully advised, doth find the defendant failed to white. It is therefore ordered that said defendant pay a fine of \$ 34.50+ 39.50 days in jail together with all costs and, in default thereof, stand committed until said fine and costs are paid. Ordered and adjudged this 5th day of October, 1998 Receipt Nos.:

Booking Sheet Page 1 of 1

Booking Sheet

HEMPHILL, WILLIE (1865)

Location (Released)

Booking In	nfo		lds				Appeara	ance					
Book In:		98 3:51 PM	SSN:				Male						
Book Out:	:: 12/30/1998 1:26 PM		*File#: 1865 African American - Other skin tone										
Booking #:			Aliase	es			Brown E						
Booking ID.	: 2470		(None)			Black hair Other						
			,										
Contact Information						5' 10" ta	II						
Address: 26 GEORGIA LANE					150 lbs.								
riaarooo.	KILMIC	CHAEL, MS 39747					Medium				100		
							Scars/M	larks/Tattoos:					
Birthdate:	9/10/19	971	Age:	47									
Phone:			Marital S	Status:	Unma	rried							
POB:	MINO	NA, MS, MS											
Arrest Info	rmation	1						Inmate Flags		Ov	erride		
Arrest Date)	3/1/2015 7:22:2	26 PM										
Arrest Trac	king #												
Arrest Loca	ation												
Arresting A	gency	MDOC/OKTIBE	ВЕНА СО	.(MDOC	/O)								
Arresting O	Officer												
Booking Of	ficer	IMPORT, MAG	NOLIA										
Incident No	otes	1998090016											
Release No	otes	TRANSFERRE	D TO MD	OC									
Inmate Note	es												
Personal C	Contacts	S											
Contact Na	<u>me</u>	Relation	nship	<u>Next</u>	Of Kin	Appr. Visitor	<u>Phone</u>	<u>Address</u>					
(No Contac	ts)												
Charges		Other was		0		0		David Otatus	Daniel America	01	Fine Anni	D-1	
Case/Warra	ant #	<u>Charge</u>	NT FOR	<u>Court</u>	0	<u>Court Da</u>	<u>ite</u>	Bond Status	Bond Amount	<u>Cleared</u>	Fine Amt	<u>Paic</u>	
		1 Count: WARRRA VIOLATION OF PROBATION/GRAI LARCENY		Circuit	Court	N/A		Cash or Pro	\$0.00	No	\$0.00	Yes	
		Notes: ###											
								Tot	tal Bond: \$0.00	Total	Fine: \$0.00		
Detainers													
Agency						<u>Notes</u>					Clea	ared	
		Defend	dant's S	ignatur	re		-		Officer				

Booking Sheet Page 1 of 1

Booking Sheet

HEMPHILL, WILLIE (1865)

Location (Released)

Booking Info lds **Appearance** SSN: Book In: 3/22/1999 2:26 PM Male Book Out: 5/14/1999 11:59 AM *File#: 1865 African American - Other skin tone Booking #: 2 Aliases Brown Eyes Booking ID: 4245 (None) Black hair Other 5' 10" tall **Contact Information** 150 lbs. Address: 26 GEORGIA LANE Medium build KILMICHAEL, MS 39747 Scars/Marks/Tattoos: Birthdate: 9/10/1971 Age: Phone: Marital Status: Unmarried POB: WINONA, MS, MS **Arrest Information Override Inmate Flags** Arrest Date 3/1/2015 7:24:24 PM Arrest Tracking # Arrest Location Arresting Agency MDOC/OKTIBBEHA CO.(MDOC/O) Arresting Officer Booking Officer SMITH, CPT. L.C. 1999030133 Incident Notes Release Notes TRANS. CARROLL/MONT. JAIL -VIOLATION OF PROBATION-Inmate Notes **Personal Contacts** Contact Name Relationship Next Of Kin Appr. Visitor **Phone Address** (No Contacts) Charges Case/Warrant# Charge Court Court Date **Bond Status Bond Amount** Cleared Fine Amt <u>Paid</u> 1 Count: WARRANT FOR Circuit Court N/A Cash or Pro \$0.00 No \$0.00 Yes ARREST ON VIOLATION OF PROBATION/BURGL Notes: ### Total Bond: \$0.00 Total Fine: \$0.00 **Detainers Agency Notes** Cleared Defendant's Signature Officer

GENERAL AND SUBPOENA DOCKET, CIVIL CASES - L 608 MONTGOMERY COUNTY, MISSISSIPPI PLAINTIFF'S ATTORNEYS No. 99-0083CU-M Month Book application To Proceed In Forma Pauperis in the Courts of the State of Ms., Financial Outhorization Filed (3) Capies Filed

Date August 24, 1999

Circuit Court Clerk
Post Office Box 765
Window , Mississippi 38967

Dear Circuit Court Clerk:

Please find enclosed my Motion for Post-Conviction Relief for filing in your usual manner. I am without funds to pay the filing fee evidenced by my attached Application for Informa Pauperis status and ask that you waive any required fees. Furthermore, I have also this day served notice upon the District Attorney of this filing.

Thank you for your time and prompt attention in this matter.

Sincerely,

Willia J. Heuphill
Petitioner

AUG 27 1999

Jina Disab Blaylock

MRS. TINA RYALS - BLAYLOCK

CIRCUIT CLERK

D.C.

Date August 24, 1999

Mr. Charles	Evans	District Attorney
Post Office Bo	ox 1262	
Grenada	, Miss	sissippi 38901

Dear Mr. District Attorney:

Please find enclosed a copy of my motion for Post-Conviction Relief and please note that I have this day caused said motion to be filed in the Circuit Court.

Sincerely,

Petitioner

IN THE CIRCUIT COURT OF	Montgomery	COUNTY, MISSISSIPPI
		Control of the Contro

Willie J. Hemphill #RO677

PETITIONER

Civil No. 99-0083CV-M

VERSUS

CAUSE NO. 7453 (7454)

STATE OF MISSISSIPPI

RESPONDENT

MOTION FOR POST-CONVICTION COLLATERAL RELIEF

COMES NOW, Willie J. Hemphill, Petitioner, Pro Se, and files this his/her Motion for Post-Conviction Collateral Relief pursuant to 199-39-1 et. seq., Mississippi Code Annotated, and in support thereof would show unto this Honorable Court the following, to wit:

I.

Identity of Proceedings in Which Petitioner Was Convicted

Petitioner was indicted by the Grand Jury of this county on or about the 18th day of
April , 1997, on the charges of Felony stolling in violation of Miss.
Code Ann. 1 N/A
jury of his peers or entered a guilty plea on the 19th day of April 1997.
and was sentenced by the Honorable Judge Morgan (Judge) to serve a term of
and sentence was imposed on the 19th day of April , 1997.
Sentenced to 5-years with 1/2 to serve 3/2 suspended, and 2 on probation

Concise Statement of the Claims or Grounds Upon Which the Motion is Based

STOURING OPEN TIMES THE PROPERTY OF THE PROPER
Petitioner bases his Post-Conviction motion on the following Federal and State
Constitutional claims or grounds and asserts that he/she is entitled to relief based on each: P. 5 A. The Conviction of the Sentence was imposed in Violetian of the Constitution MS. 1. Double Jeopardy 5th Amendment Article 3:22
I was sentenced 2-times for 4-same rule violations. Oct. 10, 1998
P.S. A. The Conviction of the Sentence was imposed in violation of the Constitution of the United States of MS. 2. Due Process 5th Amendment Article 3: 14
My Det. 12, 1998 2- years sentence was not carried out
by Montgomery County Jail. (I was being held in Grenoda Co. Jail)
3(P6) B. The trial coast was without jurisdiction to impose Sentence.
I had been revoked at sentenced Oct. 12, 1998 and was no longer
on probation to be revoked + sentenced a second time. April 8, 1999
(P-6) E. There Exists Evidence of material fact, not previously
presented and heard that requires vacation of the
Sentence in the interests of justice. (April 8, 1998) I was not present and Judge Loper not aware of My Oct. 12, 1998 or the origin of my original Sentence and suspended time. A different Judge (Margan)

ш.

Specific Facts That Are Within Petitioner's Personal Knowledge

- 1. August 20, 1998, I violated by not paying fines & Restitution. Upon

 my request Judge Morgan sent to the Leflore Co. Restitution Center

 to pay fines; not as a sentence Suspended.
- 2. After being Kicked out of Letlore Co. Restitution Center Sept. G 1998.

 On Oct. 12, 1998 I was revoked + sentenced to my 2-years

 Probation time by A different Judge (Loper) It is stated that there is no new court date
- 3. On DEC. 29, 1998, I was taken back to the Leflore

 Co. Restitution Center without any new court order. On March 19, 1999

 I was kicked not again. (From 9-9-98 to 12-29-98 I was held in Grenodin Co. Jail)
- 4. On June 3, 1999, MDOC showed me a sentencing order; Dated

 April 8, 1999 for a 5-year sentence on the same 4-rule violations

 I was sentenced on Oct. 12, 1998 and 3-other rule violations

 I got between 12-29-98 thru 3-19-99 while I was no longer on probation.

Statement of Facts Not Within Petitioner's Personal Knowledge

- 1. After my Det. 12, 1998 2-years sentence; Why was it

 not carried out by the Montgomery Count Sherrifs

 office.
- 2. How did I end up back at the Letlote County

 Restitution Center after being kicked out revoked + sentenced

 to serve 2-years
- 3. How I could be revoked + sentence a 2 ned time for violations of my probation when I was never reinstated from my Oct. 12, 1998 sentence.
- 4. How on April 8, 1999, I could be sentenced to 5-years

 When I only had 31/2 years suspended. Howing

 Served 11/2 years before I was placed on 2-years probation.

 And without being present for sentencing on April 8, 1999.
- The above listed statements will be proven by the attached witness affidavits along with any attached copies of documents and records.

v.

Identity of Any Previous Proceedings in State or Federal Court That Petitioner Has Taken To Secure Relief from His Conviction or Sentence

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	2.5
11	

Wherefore, Premises Considered, Petitioner respectfully requests that this Honorable Court to order the State to file an answer or other pleading and to take any other action as the judge deems appropriate, including the appointment of counsel

Petitioner

Verification of Petitioner

I, Willie 5. Hemphill # ROGT? the above Pro Se Petitioner in the foregoing Petition,
do hereby affirm and state as follows:
I.
I am the Petitioner in the foregoing original motion styled as Motion for Post-Conviction
Relief.
п.
I have read the foregoing motion and all statements and other reading herein attached are
true and correct to the best of my knowledge, information and belief.
m.
I believe that I am entitled to the relief as requested in said motion. Willief. Hughel Willief. Heuphel
Petitioner
NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE. ONDED THRU NOTARY PUBLIC UNDERWRITERS.
2 th
SWORN TO AND SUBSCRIBED BEFORE ME THIS THE DAY OF
Ayrest, 1999.
Alle La Landa Line

Notary Public

APPLICATION TO PROCEED IN FORMA PAUPERIS IN THE COURTS OF THE STATE OF MISSISSIPPI

Willie J. Hemphill # ROGTZ	PETITIONER
YS.	NO. 7453 (7454)
STATE OF MISSISSI PPI	RESPONDENT(S)
STATE OF MISSISSIPPI	
COUNTY OF Montgomery	
I. Willie J. Hemphill	an inmate at $5MCI-2$
facility, request the Court to all	.ov me to proceed without the pre-
payment of costs and declare that	I am unable to pay the fees and
am entitled to proceed as a paupe	er.
In support of this application I a perjury:	nswer as follows under penalty of
 I receive income, if ar week, month, or year. 	ny, in the amount of per
(2) I have the amount of account at NA	o in a checking or savings
(3) List all other assets s	uch as real estate, bonds, notes,
N/A	
74th 1	
SIGNED this the day of	1999.
AY COMMISSION EXPIRES: Oct. 9, 2001. ONDED THRU NOTARY PUBLIC UNDERWRITERS.	AFFIANT
SWORN to and SUBSCRIBED before my	Melinch Layel
	NOTARY PUBLIC
PUB	
Think ST E	34 St. Committee

FINANCIAL AUTHORIZATION



TO BE COMPLETED BY APPLICANT

AUTHORIZATION FOR RELEASE OF INSTITUTION ACCOUNT INFORMATION AND PAYMENT OF THE FILING FEE

I. Willie 5- Hem phill (Name of Applicant)	# RO677 (Register Number)
(Name of Applicant)	(Register Number)
authorize the Clerk of Court to custody of my person, information including balances, deposits and w may obtain my account information the future, until the filing fee agency having custody of my persaccount and forward payments to the \$47-5-76 of the Mississippi Code.	obtain, from the agency having about my institutional account, ithdrawals. The Clerk of Court from the past six months and in is paid. I also authorize the son to withdraw funds from my a Clerk of Court, in accord with
8-17-99 Willio	of Applicant)
8-17-99 <u>Willis</u> (Date) (Signatur	e of Applicant)
CERTIFI (Prisoner Account to BE COMPLETED BY A	ounts Only) UTHORIZED OFFICER
I certify that the applicant named on account to his credit at the	
Institution where he is confined. applicant has the following securi the records of said institution:	
I further certify that during the	last siv months applicant's
average monthly balance was \$1.62	
I further certify that during the average monthly deposit was \$4.17	last six months applicant's
I further certify that applicant ha within the past 30 days:	s made the following withdrawals
	1
L	ena Brown

8-20-99

601-394-5600 EXT 1015

LEESA BROWN, ACCOUNTING CLERK, SK. itution)

7454 CAUSE 7453 STATE OF MISSISSIPPI VERSUS Willie Hemphall JUDGE LONG! DISPOSITION OF CASE QUO YEARS CUSTOCY MOOC ; None BOND NEW COURT DATE WA Montgomery Co. Ruba Carporter DATE 10-12-98 NIDGE'S SIGNATURE

7 / 11 + T . IBS

WAIVER OF RIGHT TO PRELIMINARY PROBATION REVOCATION HEARING

	CAUSE # 1453 MDOC # 4454
charged with the Probation Violation(s) listed below:	10-12-98, have been
2. VIOLATION 24. BEING IN AN UNAUT 3. VIOLATION 18 REFUSING TO Work.	
4. Violation 19 Being Ternminated	trom employment
After having these charges fully explained to me, and without VOLUNTARILY WAIVE and relinquish my right to a Prelimit that I be granted a formal Revocation Hearing before the Court	nary Probation Revocation Hearing, and further request rt of MONTGOMEN County, Mississippi.
SIGNED AND DATED, this the 974 day of Se (Signature	Di Heusfill e of Probationer
	Int Hemphil) Jame Of Probationer) LT. MON+GOIL
(Signature and Title) (Signature and Title)	

cc: Circuit Clerk (Original), Records, Hearing Officer, Field Officer

Date August 24, 1994

Circuit Court Clerk
Post Office Box 765
Winone, Mississippi 38967

Dear Circuit Court Clerk:

Please find enclosed my Motion for Post-Conviction Relief for filing in your usual manner. I am without funds to pay the filing fee evidenced by my attached Application for Informa Pauperis status and ask that you waive any required fees. Furthermore, I have also this day served notice upon the District Attorney of this filing.

Thank you for your time and prompt attention in this matter.

Sincerely,

Willio J. Heushill Petitioner

AUG 2.7 1999

MRS. TINA RYALS - BLAYLOCK CIRCUIT CLERK

Date August 24, 1999

Mr. Charles E	LUANS	_, District Attorney
Post Office Box	1262	490 ET 990 (500) (10
Grenada	, Mis	sissippi 3890l

Dear Mr. District Attorney:

Please find enclosed a copy of my motion for Post-Conviction Relief and please note that I have this day caused said motion to be filed in the Circuit Court.

Sincerely,

Petitioner

IN THE CIRCUIT COURT OF MONTGOMERY	Montgomery	COUNTY, MISSISSIPPI
	J	

Willie J. Hemphill #R0677

PETITIONER

VERSUS

CAUSE NO. 7453 (7454)

STATE OF MISSISSIPPI

RESPONDENT

MOTION FOR POST-CONVICTION COLLATERAL RELIEF

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Code Ann. 1 N/A
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and was sentenced by the Honorable Judge Morgan (Judgo) to serve a term of
1/2 years in the Mississippi Department of Corrections. Entry of judgment of conviction
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5 sorteneed to 5-years with 1/2 to serve 3/2 845 pendedy and 2 on probation

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1. Double Jeopardy 5th Amendment Article 3122 I was sentenced 2-times for 4-same rule violations. Oct. 12, 1998 P.S. A. The Conviction of the Sentence was imposed in violation of the Constitution of the United States of MS.

2. Due Process 5th Amendment Article 3:14 My Det. 12, 1998 2- years sentence was not carried out by Montgomery County Jail. (I was being held in Grenoche Co. Jail) 3(P6) B. The trial coast was without jurisdiction to impose Sentence I had been revoked at sentenced Oct. 12, 1998 and was no longer on probation to be revoked + sentenced a second time. April 8, 1999 (P-6) E. There exists Evidence of material fact, not previously presented and heard that requires vacation of the Sentence in the interests of justice.

[CApril 8, 1998)

I was not present and Judge Loper not aware of My Oct. 12, 1998

Or the origin of my original Sentence and suspended time.

A different Judge (Margan)

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Identity of Any Previous Proceedings in State or Federal Court That Petitioner Has Taken To Secure Relief from His Conviction or Sentence

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71	a v
11	P.

Wherefore, Premises Considered, Petitioner respectfully requests that this Honorable Court to order the State to file an answer or other pleading and to take any other action as the judge deems appropriate, including the appointment of counsel

Verification of Petitioner

I, Willie J. Hemphill # 80677, the above Pro Se Petitioner in the foregoing Petition,
do hereby affirm and state as follows:
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I am the Petitioner in the foregoing original motion styled as Motion for Post-Conviction
Relief.
п.
I have read the foregoing motion and all statements and other reading herein attached are
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Willie for Hughen
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Contraction of the second
Petitioner
NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE. ONDED THRU NOTARY PUBLIC UNDERWRITERS.
the state of the s
SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 24 DAY OF
1996
August 1111.
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Notary Public
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APPLICATION TO PROCEED IN FORMA PAUPERIS IN THE COURTS OF THE STATE OF MISSISSIPPI

Willie J. Hemphill # RO677	PETITIONER
	. 7453 (7454)
STATE OF MISSISSIPPI	RESPONDENT(S)
STATE OF MISSISSIPPI	
COUNTY OF Montgomery	
I, Willie J. Hemphill an inmate at	SMCI-2
facility, request the Court to allow me to procee	d without the pre-
payment of costs and declare that I am unable to	pay the fees and
am entitled to proceed as a pauper.	
In support of this application I answer as follow perjury:	s under penalty of
 I receive income, if any, in the amounted week, month, or year. 	nt of <u>\delta</u> per
(2) I have the amount of in a classic account at N/A	hecking or savings
(3) List, all other assets such as real est etc.:	ate, bonds, notes,
N/A	
	2
·	
SIGNED this the 24th day of August, 1999.	4
NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE. MY COMMISSION EXPIRES: Oct. 9, 2001. ONDED THRU NOTARY PUBLIC UNDERWRITERS.	J. Huy will
SWORN to and SUBSCRIBED BEFOLD THERE	linda Layel
TOPUBLIC 2	HOTARI FUBLEC
ST COURT	

FINANCIAL AUTHORIZATION



TO BE COMPLETED BY APPLICANT

AUTHORIZATION FOR RELEASE OF INSTITUTION ACCOUNT INFORMATION AND PAYMENT OF THE FILING FEE

I. iVilliE 5. Hem phill # $R0677$ (Name of Applicant) (Regist	
(Name of Applicant) (Regist	er Number)
authorize the Clerk of Court to obtain, from the custody of my person, information about my instituti including balances, deposits and withdrawals. The Comay obtain my account information from the past six the future, until the filing fee is paid. I also agency having custody of my person to withdraw for account and forward payments to the Clerk of Court, \$47-5-76 of the Mississippi Code.	onal account, lerk of Court months and in authorize the funds from my in accord with
8-17-99 Willis & Haugh (Signature of Applicant)	20
(Date) (Signature of Applicant)	
¥	
CERTIFICATE)
(Prisoner Accounts Only) TO BE COMPLETED BY AUTHORIZED OFFICER	
I certify that the applicant named herein has the sum on account to his credit at the SOUTH MS CORRECTIONAL Institution where he is confined. I further certify	m of \$25.00
Institution where he is confined. I further certify applicant has the following securities to his credithe records of said institution:	
I further certify that during the last six months a average monthly balance was \$1.62 I further certify that during the last six months a	
average monthly deposit was \$4.17	
I further certify that applicant has made the followi within the past 30 days:	ng withdrawals
A	
Leesa Brown	~
8-20-99 601-394-5600 EXT 1015 LEESA BROWN, ACCOUNTING CL	ERRIngtitution)

7454 CAUSE 7453 STATE OF MISSISSIPPI VERSUS WILLIE HEMPHILL NUDGE Lopes DISPOSITION OF CASE QUO YEARS CUSTOCY MEDOC None BOND NEW COURT DATE WA Montgomery Co. Ruba Carpenter DATE 10-12-98 NIDGE'S SIGNATURE

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WAIVER OF RIGHT TO PRELIMINARY PROBATION REVOCATION HEARING

CAUSE # 1455
MDOC # 7454
I, Willie Hemphill , have been
charged with the Probation Violation(s) listed below:
I Valor 10 Paccaccia La Cambilitation and a alcal I
1. Violation 42 Passession of prohibited items, such as Alcohol
2. VIOLATION 24. Being IN AN UNAUTHERIZED area away from the CENTER
3. VIDICATION 18 REFUSING TO Work.
4. VIOLATION 19 BRING TERN MINATED From EmployMENT
After having these charges fully explained to me, and without waiving any other rights I may have, DO HEREBY
VOLUNTARILY WAIVE and relinquish my right to a Preliminary Probation Revocation Hearing, and further request
that I be granted a formal Revocation Hearing before the Court of MONTY County, Mississippi.
SIGNED AND DATED, this the 9th day of September , 19 98.
- Willi Hemphill
(Signature of Probationer)
11/1/2 HEUNG(1)
(Typed Name Of Probationer)
www.com. On 1-1/2 On 1-to 17
WITNESSES: Of the Ames L. MONTGOINE MONTGOINE
1.1'11-06-
(Signature and Title)

cc: Circuit Clerk (Original), Records, Hearing Officer, Field Officer

Date August 24, 1989

Circuit Court Clerk
Post Office Box 765
Winone , Mississippi 38967

Dear Circuit Court Clerk:

Please find enclosed my Motion for Post-Conviction Relief for filing in your usual manner. I am without funds to pay the filing fee evidenced by my attached Application for Informa Pauperis status and ask that you waive any required fees. Furthermore, I have also this day served notice upon the District Attorney of this filing.

Thank you for your time and prompt attention in this matter.

Sincerely,

Willis J. Heuphill Petitioner

FILED

AUG 2 7 1999

MRS. TINA RYALS - BLAYLOCK CIRCUIT CLERK Date August 24, 1999

Mr. Charles Evans, District Attorney
Post Office Box 1262
Crenada, Mississippi 38901

Dear Mr. District Attorney:

Please find enclosed a copy of my motion for Post-Conviction Relief and please note that I have this day caused said motion to be filed in the Circuit Court.

Sincerely,

Willie J. Heuphell Petitioner

IN THE CIRCUIT COURT OF Montgomery	COUNTY, MISSISSIPPI
Willie J. Hemphill #RO677	PETITIONER
VERSUS	CAUSE NO. 7453 (7454)
STATE OF MISSISSIPPI	RESPONDENT
MOTION FOR POST-CONVICTION	COLLATEDAL DELIEF
COMES NOW, Willie J. Hemphill, Petition for Post-Conviction Collateral Relief pursuant to 199-3 and in support thereof would show unto this Honorable	oner, Pro Se, and files this his/her Motion 9-1 et. seq., Mississippi Code Annotated,
I. Identity of Proceedings in Which Pé	titioner Was Convicted
Petitioner was indicted by the Grand Jury of the April 1997, on the charges of Felon Code Ann. 1 N/A Thereafter Petitioner was	in violation of Miss.

jury of his peers or entered a guilty plea on the 19th day of April , 1997, and was sentenced by the Honorable Judge Morgan (Judge) to serve a term of 1/2 years in the Mississippi Department of Corrections. Entry of judgment of conviction and sentence was imposed on the 19th day of April , 1997.

Sentenced to 5-years with 1/2 to Serve 1 3/2 845 pendeds and 2 on probation

Concise Statement of the Claims or Grounds Upon Which the Motion is Based

Grounds open whitel the motion is based
Petitioner bases his Post-Conviction motion on the following Federal and State Constitutional claims or grounds and asserts that he/she is entitled to relief based on each:
P.5 A. The Carcition of the Sentence was imposed in violetion of the Constitution Ms. 1. Double Jeopardy 5th Amendment Article 3122
1. <u>Nouble Jeopardy</u> 3th Hmendment Hrticle 3122
I was sentenced 2-times for 4-same rule violations. Oct. 12, 1998
P.S. A. The Conviction of the Sentence was imposed in violation of the Constitution of the United States of M. Due Process 5th Amendment Article 3114
My Oct. 12, 1998 2- years sentence was not carried out
by Montgomery County Jail. (I was being held in Grenoda Co. Jail)
3(PG) B. The trial coast was without jurisdiction to imposor sentence.
I had been revoked at sentenced Oct. 12, 1998 and was no longer
on probation to be revoked + sentenced a second time. April 8, 1999
4.P-6) E. There Exists Evidence of material fact, not previously
presented and heard that requires vacation of the
sentence in the interests of justice. CApril 8, 1998) CAPRIL 2, 1998
I was not present and Judge Loper not aware of My Oct. 12, 1998 or the origin of my original Sentence and suspended time

A different Judge (Margan)

Specific Facts That Are Within Petitioner's Personal Knowledge

- 1. August 20, 1998, I winlated by not paying fines & Restitution. Upon

 my request Judge Morgan sent to the Leflore Co. Restitution Center

 to pay fines; not as a sentence Suspended.
- 2. After being Kicked out of Letlore Co. Restitution Center Soft. 9198.

 On Oct. 12, 1998 I was revoked + sentenced to my 2-years

 Probation time by A different Judge (Loper) It is stated that there
 is No New Court date
- 3. On Dec. 29, 1998, I was taken back to the Leflore

 Co. Restitution Center without any New Court order. On March 19, 1999

 I was kicked out again. (From 9-9-98 to 12-29-98 I was held in Grenada Co. Jail)
- 4. On June 3, 1999, MDOC showed me a sentencing order; Dated

 April 8, 1999 for a 5-year sentence on the same 4-rule violations

 I was sentenced on Oct. 12, 1998 and 3-other rule violations

 I got between 12-29-98 thru 3-19-99 while I was no longer on probation.

Statement of Facts Not Within Petitioner's Personal Knowledge

- 1. After my Act. 12, 1998 2-years sentence; Why was it

 not carried out by the Montgomery Count Sherrifs

 office.
- 2. How did I end up back at the Letlote County

 Restitution Center after being kicked out revoked + sentenced

 to serve 2-years
- 3. How I could be revoked + sentence a 2 med time for violations of my probation when I was never reinstated from my. Oct. 12, 1998 sentence.
- 4. How on April 8, 1999, I could be sentenced to 5-years

 when I only had 31/2 years Suspended. Having

 Served 11/2 years before I was placed on 2-years probation.

 And Without being present for sentencing on April 8, 1999.
- The above listed statements will be proven by the attached witness affidavits along with any attached copies of documents and records.

v.

Identity of Any Previous Proceedings in State or Federal Court That Petitioner Has Taken To Secure Relief from His Conviction or Sentence

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Wherefore, Premises Considered, Petitioner respectfully requests that this Honorable Court to order the State to file an answer or other pleading and to take any other action as the judge deems appropriate, including the appointment of counsel

Petitioner

Verification of Petitioner

I, Willie 5. Hemphill # 80677, the above Pro Se Petitioner in the foregoing Petition,
do hereby affirm and state as follows:
*ac
I.
I am the Petitioner in the foregoing original motion styled as Motion for Post-Conviction
Relief.
II.
I have read the foregoing motion and all statements and other reading herein attached are
true and correct to the best of my knowledge, information and belief.
III.
I believe that I am entitled to the relief as requested in said motion.
I believe that I am entitled to the relief as requested in said motion. We have the said motion.
Willie J. Fremphel
Petitioner
NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE. ONDED THRU NOTARY PUBLIC UNDERWRITERS.
the state of the s
SWORN TO AND SUBSCRIBED BEFORE ME THIS THE 24 DAY OF
1 Gar.
August 1779.
" SILL OF THE OWNER OF THE OWNER OF THE OWNER OF THE OWNER OF THE OWNER OWNER OWNER OF THE OWNER
1 Jelmoa Lych
Notary Public
TOPUBLIC/S
Notary Public

APPLICATION TO PROCEED IN FORMA PAUPERIS IN THE COURTS OF THE STATE OF MISSISSIPPI

Willie J. Hemphill # RO677	PETITIONER
VS.	NO. 7453 (7454)
STATE OF MISSISSI PPI	RESPONDENT(S)
STATE OF MISSISSIPPI	
COUNTY OF Montgomery	
I. Willie J. Hemphill an	inmate at <u>SMCI-2</u>
facility, request the Court to allow	me to proceed without the pre-
payment of costs and declare that I a	am unable to pay the fees and
am entitled to proceed as a pauper.	
In support of this application I answ perjury:	er as follows under penalty of
 I receive income, if any, week, month, or year. 	in the amount of per
(2) I have the amount ofO account at NA	in a checking or savings
(3) List all other assets such etc.:	as real estate, bonds, notes,
N/A	
	9
*.	
SIGNED this the 29th day of Augus	st, 199 <u>9</u> .
OTARY PUBLIC STATE OF MISSISSIPPI AT LARGE. YY COMMISSION EXPIRES: Oct. 9, 2001. ONDED THRU NOTARY PUBLIC UNDERWRITERS.	Wills J. Huybell AFFIANT
SWORN to and SUBSCRIBED BEFOLD THERY	NOTARY PUBLIC
TO PUBLIC	
"mmmmm"	9

FINANCIAL AUTHORIZATION



TO BE COMPLETED BY APPLICANT

AUTHORIZATION FOR RELEASE OF INSTITUTION ACCOUNT INFORMATION AND PAYMENT OF THE FILING FEE

I. Willie 5- Hem phill (Name of Applicant)	ROG77 (Register Number)
(Name of Applicant)	(Register Number)
custody of my person, inform including balances, deposits may obtain my account inform the future, until the filin agency having custody of maccount and forward payments \$47-5-76 of the Mississippi	t to obtain, from the agency having ation about my institutional account, and withdrawals. The Clerk of Court ation from the past six months and in g fee is paid. I also authorize the ty person to withdraw funds from my to the Clerk of Court, in accord with Code.
$\frac{8-17-99}{\text{(Date)}}$	gnature of Applicant)
	ERTIFICATE
· ·	er Accounts Only)
TO BE COMPLETE	D BY AUTHORIZED OFFICER
on account to his credit at t	named herein has the sum of \$25.00
Institution where he is conf	ined. I further certify that the
applicant has the following the records of said institution	securities to his credit according to
T further contifue that during	- the last six months annliannt's
average monthly balance was	ng the last six months applicant's
T further certify that during	ng the last six months applicant's
average monthly deposit was	
	cant has made the following withdrawals
within the past 30 days: -0-	
	Δ
	P
	delsa Brown
8-20-99 601-394-5600 EXT 1015	LEESA BROWN, ACCOUNTING CLERK, nstitution)

7454 CAUSE 7453 STATE OF MISSISSIPPI VERSUS Willie Hemphel NUDGE Lopes DISPOSITION OF CASE QUO YEARS CUSTOCY MEDOC None BOND_ NEW COURT DATE WA Montgomery Co. Reba Carpenter DATE 10-12-98 RIDGE'S SIGNATURE JOSEPH C.

7 / 11 + 7 100

WAIVER OF RIGHT TO PRELIMINARY PROBATION REVOCATION HEARING

CAUSE #
MDOC # 7454
1. Willie Hemphill , have been
charged with the Probation Violation(s) listed below:
1. Violation 42 Passession of prohibited items, such as Alcohol
2. VIOLATION 24. Being IN AN UNAUTHERIZED area away from The CENTER
3. VIDICATION 18 REFUSING TO Work.
4. VIOLATION 19 Being Ternminated from employment
4. VIOLETIEN IT IN THE TELEVITINARIA TIOM CI CHEYTHENT
After having these charges fully explained to me, and without waiving any other rights I may have, DO HEREBY
VOLUNTARILY WAIVE and relinquish my right to a Preliminary Probation Revocation Hearing, and further request that I be granted a formal Revocation Hearing before the Court of MONTY County, Mississippi.
that I be granted a formal Revocation Hearing before the Court of Print 151 County, Mississippi.
SIGNED AND DATED, this the 9th day of September, 19 98.
- Willi Hemphill
(Signature of Probationer)
· Willit HEMDHILL
(Typed Name Of Probationer)
0.1-11-01-17
WITNESSES: Miles Al. MONTGOINE MONTGOINE
(Signature and Title)
Willie Q Cart
(Signature and Title)

cc: Circuit Clerk (Original), Records, Hearing Officer, Field Officer

Date August 24, 1999

Circuit Court Clerk
Post Office Box 765
Winong, Mississippi 38967

Dear Circuit Court Clerk:

Please find enclosed my Motion for Post-Conviction Relief for filing in your usual manner. I am without funds to pay the filing fee evidenced by my attached Application for Informa Pauperis status and ask that you waive any required fees. Furthermore, I have also this day served notice upon the District Attorney of this filing.

Thank you for your time and prompt attention in this matter.

Sincerely,

Willio J. Heushill Petitioner

AUG 2 7 1999

MRS. TINA RYALS - BLAYLOCK
CIRCUIT CLERK
D.C.

Date August 24, 1999

Mr. Charles	Eurns	, District Attorney
Post Office Bo	ox /262	
Grenada	, Miss	sissippi 38901

Dear Mr. District Attorney:

Please find enclosed a copy of my motion for Post-Conviction Relief and please note that I have this day caused said motion to be filed in the Circuit Court.

Sincerely,

Willie J. Heuphill
Petitioner

IN THE CIRCUIT COURT OF	Montgomery	COUNTY, MISSISSIPPI

Willie J. Hemphill #RO677

PETITIONER

VERSUS

CAUSE NO. 7453 (7454)

STATE OF MISSISSIPPI

RESPONDENT

MOTION FOR POST-CONVICTION COLLATERAL RELIEF

COMES NOW, Willie J. Hemphill, Petitioner, Pro Se, and files this his/her Motion for Post-Conviction Collateral Relief pursuant to 199-39-1 et. seq., Mississippi Code Annotated, and in support thereof would show unto this Honorable Court the following, to wit:

I. Identity of Proceedings in Which Petitioner Was Convicted

Concise Statement of the Claims or Grounds Upon Which the Motion is Based

Petitioner bases his Post-Conviction motion on the following Federal and State Constitutional claims or grounds and asserts that he/she is entitled to relief based on each: P.5 A. The Carriction of the Sentence was imposed in violetion of the Constitution MS.

1. Double Jeopardy 5th Amendment Article 3122 I was sentenced 2-times for 4-same rule violations. Oct. 0, 1998 P.S. A. The Conviction of the Sentence was imposed in violation of the Constitution of the United States of MS.

2. Due Process 5th Amendment Article 3114 My Det. 12, 1998 2- years sentence was not carried out by Montgomery County Jail. (I was being held in Grenoche Co. Jail) 3(P6) B. The trial coast was without jurisdiction to imposor sentence I had been revoked at sentenced Oct. 12, 1998 and was no longer on probation to be revoked + sentenced a second time. April 8, 1999 (P-6) E. There Exists Evidence of material fact, not previously presented and heard that requires vacation of the Sentence in the interests of justice.

[April 8, 1999)

I was not present and Judge Loper not aware of My Oct. 12, 1998

Sentence; or the origin of my original Sentence and suspended time

A different Judge (Margan)

Specific Facts That Are Within Petitioner's Personal Knowledge

- 1. August 20, 1998, I violated by not paying fines & Restitution. Upon

 My request Judge Morgan sent to the Leflore Co. Restitution Center

 to pay fines; not as a sentence Suspended.
- 2. After being Kicked out of Lethore Co. Restitution Center Soft. G 1998.

 On Oct. 12, 1998 I was revoked + sentenned to my 2-years

 Probation time by A different Judge (Loper) It is stated that there is no new court date
- 3. On DEC. 29, 1998, I was taken back to the Leflore.

 Co. Restitution Center without any New Court order. On March 19, 1999

 I was kicked out again. (From 9-9-98 to 12-29-98 I was held in Grenoda Co. Jail)
- 4. On June 3, 1999, MDOC showed me a sentencing order; Dated

 April 8, 1999 for a 5-year sentence on the same 4-rule violations

 I was sentenced on Oct. 12, 1998 and 3-other rule violations

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Statement of Facts Not Within Petitioner's Personal Knowledge

- 1. After my Det. 12, 1998 2-years sentence; Why was it

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 office.
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 Restitution Center after being kicked out revoked + sentenced

 to serve 2-years
- 3. How I could be revoked + sentence a 2 med time for

 violations of my probation when I was never reinstated

 from my. Oct. 12, 1998 sentence.
- 4. How on April 8, 1999, I could be sentenced to 5-years
 When I only had 31/2 years Suspended. Having

 Sorved 11/2 years before I was placed on 2-years probation.
 And Without being present for sentencing on April 8, 1999.
- The above listed statements will be proven by the attached witness affidavits along with any attached copies of documents and records.

v.

Identity of Any Previous Proceedings in State or Federal Court That Petitioner Has Taken To Secure Relief from His Conviction or Sentence

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	3 (8)

Wherefore, Premises Considered, Petitioner respectfully requests that this Honorable Court to order the State to file an answer or other pleading and to take any other action as the judge deems appropriate, including the appointment of counsel

Petitioner

Verification of Petitioner

I, Willie J. Hemphill # 80677, the above Pro	Se Petitioner in the foregoing Petition,
do hereby affirm and state as follows:	
*	
I.	
I am the Petitioner in the foregoing original motion	styled as Motion for Post-Conviction

I have read the foregoing motion and all statements and other reading herein attached are true and correct to the best of my knowledge, information and belief.

П.

III.

I believe that I am entitled to the relief as requested in said motion.

Petitioner

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE.

COMMISSION EXPIRES: Oct. 9, 2001.

COMMISSION EXPIRES: Oct. 9, 2001.

Relief.

SWORN TO AND SUBSCRIBED BEFORE ME THIS THE

11

Notary Public

APPLICATION TO PROCEED IN FORMA PAUPERIS IN THE COURTS OF THE STATE OF MISSISSIPPI

· · · · · · · · · · · · · · · · · · ·	
Willie J. Hemphill # ROGTZ	PETITIONER
YS.	NO. 7453 (7454)
STATE OF MISSISSIPPI	RESPONDENT(S)
STATE OF MISSISSIPPI	
COUNTY OF Montgomery	
I. Willie J. Hemphill	an inmate at SMCI-2
facility, request the Court to all	ow me to proceed without the pre-
payment of costs and declare that	I am unable to pay the fees and
am entitled to proceed as a paupe	r.
In support of this application I apperjury:	nswer as follows under penalty of
 I receive income, if an week, month, or year. 	y, in the amount of per
(2) I have the amount of	O in a checking or savings
(3) List all other assets su etc.:	uch as real estate, bonds, notes,
N/A	
	D
· .	
SIGNED this the 29th day of Au	15(15) . 1999.
OTARY PUBLIC STATE OF MISSISSIPPI AT LARGE. 14 COMMISSION EXPIRES: Oct. 9, 2001. ONDED THRU NOTARY PUBLIC UNDERWRITERS.	Mills J. Huy Will
SWORN to and SUBSCRIBED beggt 7	Melinda Layell NOTARY PUBLIC
2 PUB	L10/2
This ST CO	M. M. Mark

FINANCIAL AUTHORIZATION



TO BE COMPLETED BY APPLICANT

AUTHORIZATION FOR RELEASE OF INSTITUTION ACCOUNT INFORMATION AND PAYMENT OF THE FILING FEE

I. Willie J. HEmphill

(Name of Applicant)	(Register Number)
custody of my person, infor including balances, deposit may obtain my account infor the future, until the filipagency having custody of account and forward payment; 47-5-76 of the Mississippi	art to obtain, from the agency having mation about my institutional account, s and withdrawals. The Clerk of Court mation from the past six months and in ng fee is paid. I also authorize the my person to withdraw funds from my s to the Clerk of Court, in accord with Code. Signature of Applicant)
(Date) (S	ignature of Applicant)
	CERTIFICATE
(Priso	ner Accounts Only)
TO BE COMPLET	ED BY AUTHORIZED OFFICER
on account to his credit at Institution where he is cor applicant has the following	fined. I further certify that the securities to his credit according to
the records of said institut	cion:
average monthly balance was I further certify that duri average monthly deposit was	ing the last six months applicant's
-	
8-20-99 601-394-5600 EXT 1015	LESA BROWN, ACCOUNTING CLERK, SKITUTION)

7454 CAUSE 7453 STATE OF MISSISSIPPI VERSUS WILLIE HEMPHILL JUDGE LOPET DISPOSITION OF CASE QUO YEARS CUSTOCY MDOC ; None BOND NEW COURT DATE W/A DATE 10-12-98 NUDGE S SIGNATURE

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WAIVER OF RIGHT TO PRELIMINARY PROBATION REVOCATION HEARING

CAUSE # 1453
MDOC # 7454
1, Willie Hemphill , have been
charged with the Probation Violation(s) listed below:
1. Violation 42 Passession of prohibited items, such as Alcohol
2. VIOLATION 24. Being in an unautherized area away from the Center
3. VIDICTION 18 REFUSING TO Work.
4. VIOLATION 19 Being Termminated from employment
The received of the property o
After having these charges fully explained to me, and without waiving any other rights I may have, DO HEREBY VOLUNTARILY WAIVE and relinquish my right to a Preliminary Probation Revocation Hearing, and further request
that I be granted a formal Revocation Hearing before the Court of MONTOMETY County, Mississippi.
SIGNED AND DATED, this the grant day of September, 19 98.
- 11 Will Hemphill
(Signature of Probationer)
· Julillit HEUDHILL
(Typed Name Of Probationer)
WITNESSES: Office Printer 27. (Signature and Title) MCN+50-14
(Signature and Title)
Willie Glants
(Signature and Title)

cc: Circuit Clerk (Original), Records, Hearing Officer, Field Officer

DE	DELIVERY FORMAT: Electronic Transfer			NATIONAL ARCHIVES ORDER FOR COPIES OF CIVIL CASES
1.	COURT LOCATION (city & state):			
2.	CASE NAME(S):		3.	CASE NUMBER:
	Hemphill v. Marshall Co. Co	orr., et al		3:2000-cv-00048
4.	TRANSFER NUMBER: 021-04-0680	5. BOX NUMBER:	6.	LOCATION NUMBER: F0415031 BAN
Co	mments:	10 01 10		10410001 5/114

Item#	Item Description	Quantity Ordered	Quantity Balance	Quantity Fulfilled	Total Amount \$
FORM91A	Civil Cases - Entire Case File	1	0	1	\$90

This is your packing slip. An invoice requiring payment is included, if applicable.

Order Information (NARA use only):

Service Ticket #:

CL11-503268407E

Customer Name:

Sarah Yesko

Customer Email:

pyesko@apmreports.org

Order Date:

06/06/2019 12:42:16

Prepared By:

AFOE-AT

Unit Phone:

CL11-503268407E AFOE-AT Sarah Yesko c/o Parker Yesko - APM Reports 480 Cedar Street St. Paul , MN 55101 USA Mail Immediately



Please Send me a Filed Copy of this Petition.

RECEIVED

MAR 2 7 2000

Clerk, U.S. District Court

Willie J. Henghiel

CERTIFICATE

RE: ARP# 5 MCT 99-1111
This document is to certify that Inmate $W, W = H = n p h$, MSP# $A = A = A = A = A = A = A = A = A = A $
Remedy Program and is eligible to seek judicial review within 30 days of receipt of the
Third Step Response.
A copy of the Third Step Response From must be attached in this certificate in
order tio file in either State or Federal Court. This, the 29 day of FBRURKY, 2000.
John Hopkins, Administrator Administrative Remedy Program
State of Mississippi County of Hinds
Sworn to and subscribed before me this the 29 hday of Felenony, 2000.
Notary Public Coul
My Commission Expires: NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE MY COMMISSION EXPIRES: Aug. 31, 2002 BONDED THRU NOTARY PUBLIC-UNDERWRITERS
ACKNOWLEDGEMENT I hereby acknowledge receipt of this certificate and attached Third Step Response on this the 26 H day of March, 2000.
witness: Col. Chynita Jones

ARP:F-3/2000

MISSISSIPPI DEPARTMENT OF CORRECTIONS

NUMBER SMCI _ 99 _ 1111

THIRD STEP RESPONSE FORM (COMMISSIONER)

MCCF

You must respond to the OFFENDER within 40 days of receipt of the appeal of the STEP 2 Response.

Offender's Name and Number		Housing Unit		
Response to Request Dated	, Received in this Office on	2/10/00 :		
Your Request for Administrathe effect that your Sentence I				
The staff of the Administrative stigated your grievance and determination:				
You have received an up to Sheet reflecting credit for tin served in the Restitution Center	me spent in jail. In	addition, time		
Your Sentence Data COmputat	tion Sheet is correct			
Therefore, based upon the facts outlined above, your request for further relief is hereby denied.				
		*		
2-27-00	JANES	Arlensan		
Date	Signa	ture		
		The state of the s		

INSTRUCTIONS TO OFFENDER: This original is for you to keep.

IF YOU ARE NOT SATISFIED WITH THIS RESPONSE, YOU MAY WITHIN THIRTY (30) DAYS AFTER RECEIPT OF THIS DECISION, SEEK JUDICIAL REVIEW.

OFFENDERS ORIGINAL

TO: WIllie Hemphill #R0677

9AD 24,1 (Red. 5/85)

PETIT- ON UNDER 28 USC & 2254 FOR WRIT OF HABEAS CORPUS BY A PERSON IN STATE CUSTODY

United States District Court

Name: Willie J. Hemphill

District: Northern ARLEN B. COYLE CLERK
By Joanne Bestelson
Deputy

Prisoner No.: RD677 Case No.: #7453 + #7451

Place of Confinement: Marshall County Correctional Facility (MOOC)

Name of Petitioner: Cinelating name under which Consicted)

Willie J. Hemphill # ROGT?

Name of Respondent:

Mashall Co. Coss. Facility (MDDC)

The Attorney General of the State of:

Mississippi

PETITION

No. 3:00CV 48-B-A

1. Name and location of court which entered the judgment of Conviction under Attack. Montgomery County Circuit Court Montgomery County, Mississippi

2. Date of judgment of Conviction: On April 18, 1997; I was sentenced by 2-Different Sudges, to 2- Different Sentences on the same Case # 7453. Oct. 12/1998; Revacation Hearing and April 8, 1999; Revacation Hearing

3. Length of sentence: 4-18-1997; Judge Margon-5-yearswith 1/2 to Serve, 3 /2- Suspended, and 2-on Probation; 4-18-1997; Judge Loper 5-years with 5- suspended, and 2-on probation (I was not Present). Revacation Hearing - 10-12-1998, Sentence to 2-years and without ever being Reinstated I was Revoked and Scitenced to 5-years 4-8-1999; (without Being Aesent)

MAture of offense involed (All Counts): Felony Shopliffing

5. What was your Plea? Guilty

6. If you Pleaded not quity, what kind of trial did you have? Does not Apply

7. Did you testify at trail? Does not Apply

8. Did you appeal from the judgment of Conviction? Does not Apply

9. It you did Appeal; Answer the following = Does not Apply 10. Other than a direct appeal from judgment of conviction and sentence; have you previously filed any petitions; applications, or Motions with respect to this judgment in any Court, State or Federal? (Yes) or No

PETition 11. It your Answer to 10 was "yes" give the following information: (A) (1) Name of Court: Montgomery County Circuit Court (2) Nature of Proceeding: Post-Conviction Collateral Relief Motion (3) Grounds raised: (At the time of Motion I was being held under the April 8, 1999; 5-years Sentence) 1) Double Jeopardy - 5th Amendment - Article 3 = 22 2) Due Process - 5th Amendment - Article 3 & 14 3) The trial court was without Jurisdiction to impose A sentence 4) There existed evidence of material facts, not previously presented and heard that requires uncation of the sentence in the interest of Justice. (All in Violation of the United States and Mississippi State Constitution) (4) Did you recieve and evidentiary hearing on your Petition, application, or Notion? Yes or (No) (5) Result: No result after 6-months (6) Date of Result: Motion Notarized and Mailed Aug. 24, 1999; As of March ____, 2000 I still have not had a respond or result -(b) As to any second petition, application or motion give the same information: Does not Apply (C) Did you appeal to the highest court (state) having jurisdiction the result of action taken on any petition, application, or motion? (1) First petition, etc. yes (2) Second petition, etc. yes or No Does Not Apply (d) If you did not appeal from the adverse action on any petition, application, or motion, explain briefly why youdid not: Because: After the Six Month time limit I haven't heard any thing from the Post-Conviction Collecteral Relief Motion. And I am not at all familiar with

the Next step of Post-Conviction Relief Motions Nor have another Six Months

to wait and hear nothing from a Court (Montgomery County Circuit Court) that has twisted my Case so badly they haven't responded to any letters or Mothons.

(2)

(2)

- 12- State concisely every ground on which you claim that you are being hold un lawfully. Summarize briefly the facts supporting each ground. If necessary you may attach pages stating additional grounds and facts supporting same.
 - A. Ground one: Consiction obtained by a violation of the Protection against Double Jeopardy. 5th Amendment Article 3 = 22

Supporting Facts: Part one - Being sentenced on 1- Caset 7453, and 1- Court Date-April 18, 1997; to 2- Different Sentences, from 2- Different Judges.

Part TWO - Also having my Probation Revoked and being Sentenced on 2-Different Dates to 2- Different sentences; 2-years on Oct. 12, 1998; and 5-years on April 8, 1999, for 4- of the same Rule Violations from the Restitution Center.

- B. Ground TWO: Conviction imposed in violation of the United States and Mississippi State Constitution. 5th Amendment Due Process Supporting Facts: Because once my Probation had been Revoked and I was Sentenced to 2-years with the State on Oct. 12, 1998; I should not have been Detained at the Leflore County Restitution Center again. Paying for Room and Board, Drug and Alcohol Class, Drug and Alcohol Testing, and Rides back and fourth to Drug and Aleshol Classes and Work. Or been Re-Revoked and Re-sentenced April 8, 1999.
 - C. Ground Three: The trial Court was without Jurisdiction to impose a Sentence. Supporting Facts: On April 8, 1999; I was not on Probation to be Revoked and I was not present at this Revacation Hearing
 - D. Ground Four: There exist evidence of material facts, Not previously presented or heard that required vacation of sentence in the interest of Justice. Supporting Facts: On April 8, 1999; If the Judge would have known I had been Unlawfully Detained at the Letlore County Restitution Center; for 82-Days Paying for things A STATE PRISONER should not be paying for and that I had manage to pay my fines down from \$ 1,100.00 to \$ 120.00; My Probation Should have been Reinstated not Re-Revoked

10 211 6100.0100) TE ILILON

13. If any of the grounds listed in 12-A, B, C, or D were not previously Presented in any other court, state or federal, state briefly what grounds were not so presented, and give your reasons for Not presenting them:

In Ground DNE (A) Part One of Double Jeopardy on April 18, 1997; 2-Different Judges, 2-Different Sentences, on the Same Date 4-18-1997; and the Same Case # 7453; I did not know that One of those Judges (Loper) had imposed a Sentence on that Date until I received a filed copy from Records Department Nov. 4, 1999

14. Do you have any petition or appeal now pending in any court, either state or federal, as to the judgment under Attack?

or No My Post-Conviction Collateral Relief Motion is Past 6-Months a lotted time to Answer; 30 I don't know if it is Pending, Trashed or Hidden for fear of heads to Role.

- 15. Give the name and Address, if Known, of each attorney who represented you in the following stages of the judgment attacked herein:
 - (A) At preliminary hearing: Court Appointed Raymound Baum and Lee Bailey both of Montgomery County
 - (B) At Arraignment and plea: Raymond Baum and Lee Bailey both of Montgomery
 - (C) At trial: Does Not Apply
 - (D) At Sentencing: Does Not Apply
 - (E) On Appeal: Does Not Apply
 - (F) In any post-conviction proceeding: I notified Raymond Boum by letter but got no response about my Motion or the Mistake Made
- (G) On appeal from any adverse rating in a post-conviction proceeding: Does Not Apply

PEIIFZUN 16. Were you sentenced on more than one count of an indictment, or on more than oreindictment, in the same court and at the same time? Yes for No 17. Do you have any future sentence to serve after you complete the

Sentence imposed by the judgment under attack? Ves or (No)

(A) Does Not Apply (B) Does Not Apply (C) Does Not Apply

Wherefore petitioner prays that the Court grant petitioner relief to which he may be entitled in this proceeding.

Signature of Attorney (if Any)

I declare under penalty of perjury that the fore going is true and Correct. Executed on

March 21, 2000

My Commission Expires June 18, 2000

There has been entirely to vary MISTAKES made by the Montgomer County Circuit
Courts and Mississippi Department of Corrections and it's Different Bounches: Probation and Feild Differences, Restitution Center, and Records Department involving my Original Sentence and my Revocation Hearings and Sentencings for me not to have been granted relief of Sentences. The FAIL URE to follow the Due Process of the Law has caused me a great deal of Mental Anguish and Distress; which I have been on Medication for. This Failure to follow the Due Process has also cost me Money and Time. For 82-Days; from Dec. 31, 1998 to March 22, 1999; 82-Days I was denied credit for after the 3rd step Administrative Remedy; 82-Days in which I was Unlawfully detained at the Lettore County Restitution Center after my Probation had been Revoked and after I was Sentenced to 2-years with the STATE. AS A STATE PRISONER I turned in roughly & 2,000.00 to the Restitution Center; Paying for things A STATE PRISONER does not Pay for such as: Room and Board Drug and Alcohol Class, Drug and Alcohol Testing, and Rides backand fourth to Drug and Alcohol Classes, and Rides to work.

Then I was Sentenced again April 8, 1999, in violation of Double Jeopardy and some other violations of the United States and Mississippi State Constitution.

It strikes me as very "SNEAKY" and Unusual that: Judge Joseph Lopes, Assistant District Attorney + Mickey Mallette pand the Montgomery County Circuit Courts would send out a New Order-On Nov. 17, 1999; Changing my Sentence, without me be present; Admitting that it was a MISTAKE to sentence me on April 8, 1999; without growing me Relief of Sentences. After my Abst-Conviction Collateral Relief Motion had been Notarized and Mailed in Aug. 24, 1999; to the District Attorney-Charles Douglass Evans and the Montgomery County Circuit Courts;

Therefore; I feel I should be Immediately Released and Compensated for all I have been put through due to all these MISTAKES made and Injustice done by the Montgomery County Circuit Courts and The Mississippi Department of Corrections and it's Different Branches: Probation and Feild Officiers, Restitution Center, and Record Department.

I pray that the District Courts grant me the Relief and Compensation that I deserve.

I declare sign this 21st day of March; 2000.

Willie J. Houghill signature of Plaintiff DECLARATION IN SUPPORT THEREOF

ARLEN B. COYLE, CLERK By Course Bestella 3:00CV 48-B-A I, Willie J. Hemphill # RDIOIZ; am the plaintiff in the above entitled Case and request leave to proceed with out being required to prepay fees or costs or give security therefor. I state that because of my poverty I am unable to pay the costs of said proceeding or to give security therefore, and that I believe I am entitled to redress.

I declare that the responses which I have made below are true-1. Are you presently employed? Yes or (No

2. Have you received within the past twelve months any money from any of the tollowing sources?

A. Business, profession, or form of self employment? Yes or (NO)

b. Rent payments, interest, or dividends? Yes or No)

C. Pensions, annuities, or life insurance payments? yes or (No)

d. Gifts or inheritances ? (Yes) or No

e. Any other sources? Yes or (No)

If the Answer to Any of the above is yes, describe each source of money and state the amount received from each during the past twelve months. Gifts into my prison occount \$25,00, \$20,00, \$20.00. Des of March 20, 2000

3. Do you own any cash or do you have money in a checking or Source account? The or (Include Any funds in prison accounts)

If the Answer is yes, state the total value owned. Durand Apply as of March 20, 2000

20	
4.	Do you own any real estate, stocks, bonds, notes automobiles, or other unhable as a to (sold)
	other valuable property (excluding house hold furnishing and clothing)?
	Yes or No
	If the Answer is yes, describe the property and state its approximate
	Value - Does Not Apply
5.	List the persons who are depend to man you for support - state your
	selation ship to those person; and indicate how much you contribute their support. Does Not Apply; No One
	Support. Does Not Dala as a much you Contribute their
	100 Hobbit 1 No rue

I understand that a false statement or answer to any question in this declaration will subject me to penaltics for perjury.

Signature of Plaintiff

I declare under penalty of perjury that the foregoing is true and Correct.

Sign this 21 st day of March , 2000.

Willia J. Hemphell Signature of Plaintive

Budge Cacent

My Commission Expires June 18, 2000

EXHIBITS (*EFERENCE SHEET

- 1) An Order stating that on April 18, 1997; Judge Joseph Coper Sentenced me on Case # 7453; to 5-years, 5-years Suspended, and 2-years on Probation.
- 2) And Doder Stating that on April 18, 1997; Judge Clarence Morgan Sentenced me on Case # 7453; to 5-years, with 31/2-years Suspended, 11/2-years to Serve, and
- Disposition from my Revacation Hearing held Det. 12, 1998; that Rewked my Probation and Sentenced me to 2-years on Case# 7453+#7454; Reasons for being Revoked attached.
- Disposition from my Revaction Hearing held April 8, 1999; Without me being present; that Revoked me a second time and Sentenced me a second time to 5-years: When I was not on Probation: Reasons for being Revoked are listed on Exhibit #1
- 5) An Order dated Nov. 17, 1999; from Judge Loper; Stating that there was a Mistake in Sentencing me on April 8, 1999; that my Oct. 12, 1998; sentence should stand; (An Order that to me says yea! I sentenced you under Double Jeopardy but I am not giving you any Relief of Sentence; and that he doesn't care about the Post-Conviction Relief Motion I had in on this Matter since Aug. 24, 1999)
 - 6) A Time Sheet Computed Oct. 12, 1999; Stating that I have a 5-years Sentence and that I was sentenced April 8, 1999.
 - 7) A Time Sheet Computed Dec. 16, 1999; Stating that I have a 2-years Sentence and that I was Sentenced April 8, 1999;
 - 8) A Pretrial Detention Sheet Giving me Credit for time Locked up from 9-9-1998 to 12-31-1998; and 3-22-1999 to 4-8-1999; But Not giving me any Credit for the 82-Days I was Un lawfully Detained at the Leftore County Restitution Center from 12-31-1998 thay 3-22-1999.
 - (A matter that I have been fighting through ARP since Now 16, 1999; and has not received an Answer as of March 16, 2000; from the 3rd Step in 120-Days I way Dervied those Days in 1st and 2ned Step)

Probation Form 20B (Amended)

STATE OF MISSISSIPPI Vs.	In the CIRCUIT Court
WILLIE HEMPHILL	MONTGOMERY County, Mississippi
Defendant) No. 7453

ORDER OF REVOCATION OF PROBATION

THIS CAUSE coming to be heard, and being heard the Honorable JOSEPH A. LOPER JR.	The state of the s			
HEMPHILL hereinafter referred to as the aforesaid,				
A.D. 19_97, convicted of the offence, of FELONY S	HOPLIFTING	in	the_	CIRCUIT
Court of MONTGOMERY County, which C	Court sentenced him to se	rve_5		_years in the
State Penitentiary and suspended the execution of sa	id sentence and placed t	he afor	esaid	on probation
for a term of 2 years, in accordance with t	he provisions of Section	27, Ch	apter	262, Laws of
Mississippi, 1956, and				

It further appearing that the aforesaid has not properly conducted h_IMself, but has violated the conditions of h IS probation in a material respect by:

- 1.BEING TERMINATED FROM EMPLOYMENT. 9/2/98
- 2.REFUSING TO WORK.9/2/98
- 3. UNAUTHORIZED AREA AWAY FROM THE CENTER. 9/6/98
- 4. POSSESSION OF A PROHIBITED ITEM. 9/6/98
- 5. TESTING POSITIVE FOR THE USE OF ALCOHOL. 2/6/99, 2/16/99, and 3/13/99.
- 6. TESTING POSITIVE FOR THE USE OF MARIJUANA. 1/12/99.
- 7. ABSCONDING SUPERVISION OF THE RESTITUTION CENTER. 3/19/99.

CERTIFYING STAMP

I hereby certify that the foregoing, is a true copy of the original thereof now in my office.

IT, THEREFORE, IS ORDERED AND ADJUDGED that the probation of the aforesaid defendant ought to be revoked and it is hereby revoked in accordance with Section 27, Chapter 262, Laws of Mississippi, 1956, and the said defendant is hereby remanded into the custody of the Sheriff to await transportation to the State Penitentiary.

EXHIBIT #2 - 10/2 sheets)

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI

STATE OF MISSISSIPPI

VS

CAUSE NO. 7453

WILLIE J. HEMPHIL

JUDGMENT

On April 18, 1997 into open court came the district attorney, the defendant in his own proper person and the defendant's counsel, the defendant having been charged by indictment with the **FELONY CRIME OF SHOPLIFTING**, and for plea thereto, the defendant entered a plea of guilty. Thereafter, the court advised defendant of his legal and constitutional rights in the premises, and of the consequences of such a plea; and after the defendant freely, voluntarily and intelligent waived his constitutional rights, and after the defendant admitted upon direct questioning that he is guilty of the crime to which he has pleaded guilty, the said plea of guilty was and is accepted by the court.

IT IS, THEREFORE, ORDERED, that the defendant, WILLIE J. HEMPHILL, and for such crime specified above, be and he is hereby sentenced to serve a term of FIVE (5) YEARS with the Mississippi Department of Corrections, THREE AND ONE-HALF (3 1/2) YEARS suspended for FIVE (5) YEARS beginning upon his release from incarceration with ONE AND ONE-HALF (1 1/2) YEARS to serve. The defendant shall be placed on supervised probation for a period of TWO (2) YEARS...

FURTHERMORE, the defendant is to pay all court costs, assessments and a fine in the amount of \$500.00 within one year of his release from incarceration.

The following are terms of supervised probation:

- a) commit no offense against the laws of this or any state of the United States or of the United State;
- b) avoid injurious or vicious habits and avoid persons or places of disreputable or harmful character;
 - c) support all dependents;
 - d) work faithfully at suitable employment so far as possible;
- e) not possess or consume any alcoholic beverage, nor go into or remain about any place where alcoholic beverages are sod as a primary sale item, and not possessor use any controlled substance not lawfully prescribed by a physician;
- f) submit to any type of breath, saliva or urine chemical analysis test, the purpose of which is to detect the possible presence of alcohol or any substance prohibited or controlled by the laws of this or any state of the United States or of the United States;
 - g) report to the Department of Corrections as directed by it;
 - h) permit the Field Officer to visit him at home or elsewhere;
- i) remain within the State of Mississippi unless authorized to leave on proper application therefor;
- j) waive extradition to the State of Mississippi from any jurisdiction in or outside the United States and agree not to contest any effort by any jurisdiction to return defendant to the State of Mississippi;
- k) pay to the Department of Corrections the sum of \$20.00 per month by "certified check" or "money order" until discharged from supervision;
 - 1) pay fine, court costs, and assessments as outlined above;

The terms of the Suspension of Sentence are the same as those of Supervised Probation except items (g), (h), and (k).

The defendant is remanded to the custody of the Sheriff to await transportation.

SO ORDERED this the Aday of April, 1997.

CIRCUIT COURT JUDGE

FILED

Jina APR 2 1 1997

Jina TINA HIALS ELANDOR

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EXHIBIT#3 (1 of a sheets)

7454 CAUSE 745-3	
STATE OF MISSISSIPPI VERSUS 12)1118 H	emphall
rudge Lopes	(a)
DISPOSITION OF CASE QUO CHAIS CUST	tody MDOC
BOND None	
NEW COURT DATE W/A	
Montgomery Co. Ruba Canport	04 MS()
. 1	0 110,50
NUDGE'S SIGNATURE Jogh d. Sogge	

EXHIBIT#3 (2 of 2 sheets)

WAIVER OF RIGHT TO PRELIMINARY PROBATION REVOCATION HEARING

CAUSE # _///53
MDOC # 7454-1
1, Willie Hemphill 57-16-71 10-12-98, have been
charged with the Probation Violation(s) listed below:
1. Violation 42 Possession of prohibited items, such as Alcohol
2. VIOLATION 24. Being in an unautherized area away from the CENTER
3. VIDICTION 18. Refusing To Work.
4. Violation 19 Roing Term Minated from employment
After having these charges fully explained to me, and without walving any other rights I may have, DO HEREBY VOLUNTARILY WAIVE and relinquish my right to a Preliminary Probation Revocation Hearing, and further request
that I be granted a formal Revocation Hearing before the Court of MONTY County, Mississippi.
SIGNED AND DATED, this the day of September , 19 98 .
- Willi Heughill
(Signature of Probationer)
Willie HEMPhill
WITNESSES: Malle Title) (Typed Name Of Probationer) MCN+GO.
(Signature and Title)
Willie G Cart
(Signature and Title)

cc: Circuit Clerk (Original), Records, Hearing Officer, Field Officer

· · · · · · · · · · · · · · · · · · ·	HIBIT#4	(Revoked	. (E
		When I was Already	Senten 1	.00	
14	STATE OF MIS	SISSIPPI	- CLIENCED	YLM	
In the Circuit Court of Nontgom	WW County	Cause/Case No	7453	PA11/1	
то тне м	SSISSIPPI DEPARTM	ENT OF CORRECTI	ONS:	Ma	
	CE OF CRIMINA			-	
	Vacation 1999	- 1886-1987 (1987-1988) - 1987-1988 (1988-1988) - 1988-1988 (1988-1988) - 1988-1988 (1988-1988)		Laborella	
presiding, the following disposition was imp	posed for the crime(s) herein	after described:	O	To	
(Check all that apply)	nor Commitment Suspended	_	(Comple	ional Sentence Na A-1 II checked)	
(Compliance/Non-Compliance Order	lon-Adjudication ad Check Diversionary Program	Sentenced under RID Restitution Center in	L Sentenced under S	hock ProbationCounty	
B. Conviction as Result of: Guith	Plea Guilty P	toa after days o	Commencement of tri	al	
□Jury 1		11	tion Hearing		
1.200 1 4la no	:.00	-1.			
II. Name COULT A George	Race Black	Sex, Male Date of	Dieth alix 71		
Last Known Residence 1000, B	3 King DR, Almicha	L NS 39747			
Place of Birth Whona US Alien Registration/immigration *_	<u> </u>	Country of Citiz	enship USH		
III. count I Charge Felony Shop H	Lina				
MS Code \$ 97-23-93	Orlg. Case#	Agen	у		
Count II Charge					
MS Code § *Count III Charge .	Orig. Case#_	Agen	EY		
MS Code 5	Orig. Case#_	Agen	y		
IV. Date of Sentence april 8, 1990	? Cre	dil for Time Served (ONLY for this)	hese chame(s))		5
Sentence(s) Initially Imposed by Order: Con	F - 10		20 10 10 10 10 10 10 10 10 10 10 10 10 10		
		CHIII .	*Count III		6.
American series and the series are the series and the series and the series are the series and the series are the series and the series are the series and the series are the series and the series are the series and the series are the series are the series are the series are the series are the series are the series are the series are the series are the series are the series are the series are the series are the series are the series are the series are the series are t	nce Portion of Sentence	To be served	Count IIIOther Di	sposition	G.
Counts on Reverse Side Portion of Sente	nce Portion of Sentence	To be served on Probation (YnAlios)	Other Di		i.
*Dcheck if reporting additional Counts on Reviews Side to be Served (vis. Count I 5 4/5	nce Portion of Sentence	To be served	Other Di		!
Count I Count II	Portion of Sentence Mos) Suspended (Yn/Mos	To be served on Probation (YnAlios)	Other Di		· !
Count I Count II	nce Portion of Sentence	To be served on Probation (ranks)	Other Di		i.
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Count I Count II Count III Conditions/Designation of Sentence: □Ha V. Confined in Jail [On This/These]	Portion of Sentence Moe) Suspended (YMMoe) to run concurrent will to run consecutive w	to be served on Probation (rm/Mon) 2 y S th ic	Other Di (See Legend or	Reverse Side)	
Count I Count II Portion of Sentence: Count II Count III Conditions/Designation of Sentence: Confined in Jail	to run concurrent will bitual Psychological/Psychlatic	th	Other Di (See Legend or	Reverse Side)	1
Count II Count III Conditions/Designation of Sentence: □Ha V. Confined in Jail [On This/These Charges Only] Released on Bond Pending Appeal	to run concurrent windown bitual Psychological/Psychlatic	thtotototototototototototototo	Other Di (See Legend or	Reverse Side)	!
Count II Count III Count III Count III Count III Count III Conditions/Designation of Sentence: U. Confined in Jail [On This/These Charges Only] Released on Bond Pending Appeal Defendant Currently Housed in:	to run concurrent will bitual Psychological/Psychiatr	th	Other Dia (See Legend or	Reverse Side)	
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Count II Count III C	to run concurrent with the consecutive with the con	th	Other Discond or (See Legend or Inches L	iat the foregoing, he original thereof	
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YHIBIT#5

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI

STATE OF MISSISSIPPI

VERSUS

CRIMINAL CAUSE NO. 7453

WILLIE J. HEMPHILL

AMENDED ORDER

CAME TO BE HEARD on this day for an Order Amending the previous revocation order in the above styled and numbered cause, the Court finds the following facts:

- The defendant in this cause was originally sentenced on April 18, 1997, for the crime of Felony Snoplifting to Five (5) years in the custody of the Mississippi Department of Corrections with One and One-half (1 1/2) years suspended and upon his release from incarceration, the defendant was placed on Two (2) years of supervised probation.
- On October 12, 1998, the defendant was brought before this Court again on a Motion to revoke the defendants probation, that time this Court found that the defendant had violated the terms and conditions of supervised probation and therefore revoked TWO (2) YEARS of the defendants sentence.
- The original Order of Revocation failed to indicate the fact that Two (2) years of the defendant's sentence was to be revoked.

Therefore, this Order Amends the previous order of revocation dated April 8, 1999, only to the extent that it is explicitly stated that Two (2) years of the defendant's sentence are revoked and the defendant is to serve that Two (2) years in a facility to be determined by the Mississippi Department of Corrections.

IT IS THEREFORE ORDERED that the previous Order of . Revocation be hereby Amended to reflect that Two (2) years of the sentence in the above styled and numbered cause be revoked, said revocation to begin as of October 12, 1998, the original date of revocation. CERTIFYING STAMP

> i hereby certify that the foregoing is a true copy of the original thereof now in my office.

CIRCUIT CLERK

Approved By:

Mickey Mallette, Assistant District Attorney

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DCOSTD40 **** MISSISSIPPI DEPARTMENT OF CORRECTIONS ***** DCOSED41 Oct 12,99 - SENTENCE COMPUTATION -7 more > *Action (A): Offender Number: 00000R0677 B Date / Time: First: WILLIE J Last: HEMPHILL Nbr Offense CC/CS Group C/O Term 2303 SHOPLIFTING 5Y OM 0D 1 3 C Sentence Begin: 11/29/1998 RID: N House Arrest: N A+D: N Parole Date: Date of Birth: 09 10 1971 ERS Date: 02/28/2003 Total Earned Time: 274D Tentative Dischg: 11/29/2003 Earned Time Lost : Maximum Discharge: 11/29/2003 Reason Reworked: N1 User: Enter-PF1---PF2---PF3---PF4---PF5---PF6---PF7---PF8---PF9---PF10--PF11--PF12--flip calc bkwrd frwrd print left right main confm help retrn guit ENTER TO ADD NEW RECORD 10/51 10.254.9.23 MSPTN055 1 Sess-1

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*Action ():
                                Offender Number: 00000R0677 B
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                                   Date / Time: 10/12/1999 13:38 (1 OF 1)
  Offense: 2303 SHOPLIFTING
                                   Mandatory: N Habitual: N Sex Crime: N
  Term: 5Y OM
                         CC/CS:
                                   RID: N House Arrest: N A+D: N
  Age When Crime Committed: 24
  Crime Committed: 08 21 1996
                              Date of Sentence: 04 08 1999
  Custody Date:
                              Sentence Begin:
 ----- Sentencing Rules
 NON-HABITUAL / NON-MANDATORY
 Crime Committed On Or After July 1, 1995
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----- Time To Release ----- Credited Time --
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ERS:
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EXHIBIT#7

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Offender Number: RC677 Computed: 12/16/1999 10:37 AM Printed: 12/16/1999 10:37 AM	Name: HEMPHILL, WILLIE County: MONIGOMERY	J	
Offense / Term of Sentence SHOPLIFTING 2Y 0M 0D	Date Of Custody Date Released On Bond Pretrial Detention	130 DAYS	
	Date Received Date Of Sentence Date Crime Committed	04/08/1999 08/21/1996	
Total Earned Time 109D Earned Time Lost 30D Total MET Earned	Sentence Begins Date Maximum Discharge Date ERS Date Earliest Parole Date	11/29/1998 11/21/2000 09/02/2000	
Total MBI Barned	Discharge Date	11/21/2000	
Date Time Credit SHOPLIFTING (85%) 04/08/1999 2Y 0M 0D, 0Y 109D	ERS Parole		Maximum
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08/12/1999 30D CREDIT FOR TIME SERVED (8-20/ 12/16/1999 - 8D	8-28-98)	11/29/2000	5
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MISSISSIPPI DEPARTMENT OF CORRECTIONS, PARCHMAN MISSISSIPPI

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had been Revoked
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IN THE UNITED STATES DISTRICT COURT

11 56 PH SOR THE NORTHERN DISTRICT OF MISSISSIPPI
WESTERN DIVISION

APR 0 4 2000

WILLIE J. HEMPHILL,

PETITIONER

V.

NO.3:00CV48-B-A

MARSHALL COUNTY CORRECTIONAL FACILITY, ET AL,

RESPONDENTS

OPINION

This cause comes before the court on the petition of Willie Hemphill for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Petitioner states that he was convicted, in accordance with his plea of guilty, on April 18, 1997, in the Circuit Court of Montgomery County, Mississippi, of felony shoplifting. He further states that he was sentenced to five years in confinement, with three-and-a-half of the years to be suspended. After being released and while on parole, his parole was revoked on April 8, 1999.

After carefully considering the contents of the *pro se* complaint and giving it the liberal construction required by *Haines v. Kerner*, 404 U.S. 519 (1972), this court has come to the following conclusion.

It is well-settled that a state prisoner seeking habeas corpus relief in federal court is first required to exhaust available state remedies. 28 U.S.C. § 2254(b) and (c)¹; see also *Rose v*.

¹ 28 U.S.C. §2254 (b)(1) and (c) provide:

⁽b)(1) An application for a writ of habeas corpus on behalf of a person in custody pursuant to the judgment of a State court shall not be granted unless it appears that-

⁽A) the applicant has exhausted the remedies available in the courts of the State; or

Lundy, 455 U.S. 509 (1982). More specifically, a petitioner must present his claims to the state courts in such a fashion as to afford those courts a fair opportunity to rule on the merits. *Picard v. Conner*, 404 U.S. 270 (1971); *Dispensa v. Lynaugh*, 847 F.2d 211, 217 (5th Cir. 1988). A habeas corpus petitioner must provide the state's highest court with a fair opportunity to pass upon the issues raised in the petition for federal habeas corpus relief. *Dupuy v. Butler*, 837 F.2d 699, 702 (5th Cir. 1988) (*citing Carter v. Estelle*, 677 F.2d 427, 443-44 (5th Cir. 1982)).

4 6

Petitioner states that he has filed a post-conviction action in the trial court under the Mississippi Uniform Post Conviction Collateral Relief Act, § 99-39-1, et seq., Miss. Code Ann., which has not been ruled upon. He contends that the state has only six months within which it must act on his post-conviction motion, that it has not done so, and that he has therefore exhausted state remedies.

The court can find no authority, either statutory or case law, for petitioner's position regarding a six-month time limit. Even if there were such a limit, his next step would be an appeal to the Mississippi Supreme Court, in accordance with § 99-39-25(1) Miss. Code Ann. Until doing so, he has not "provide[d] the state's highest court with a fair opportunity to pass upon

⁽B)(i) there is an absence of available State corrective process; or

⁽ii) circumstances exist that render such process ineffective to protect the rights of the applicant.

⁽c) An applicant shall not be deemed to have exhausted the remedies available in the courts of the State within the meaning of this section, if he has the right under the law of the State to raise, by any available procedure, the question presented.

the issues raised in the petition for federal habeas corpus relief," and therefore has not exhausted his state remedies. Consequently, his petition must be dismissed.

A final judgr	nent ip a	ccordance	with this opinion	will be entered.
THIS the	4	_ day of	Maril	, 2000

CHIEF JUDGE





IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF MISSISSIPPI WESTERN DIVISION

WILLIE J. HEMPHILL,

PETITIONER

V.

NO.3:00CV48-B-A

MARSHALL COUNTY CORRECTIONAL FACILITY, ET AL,

RESPONDENTS

FINAL JUDGMENT

In accordance with the opinion issued this day, the instant cause is **dismissed** without prejudice for failure to exhaust available state remedies.

THIS the ______ day of _______, 2000

CHIEF JUDGE

PAGE (8) 4/1/00

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S	BIAS MOTIVATION	PREM	IISE	TYPE OF		OFFENSE STATUS	С	OMPI	IETED 8	OFFENDER USED		LCOHOL DRU	ugs	СОМРИТЕ	R
FFE	BURGLARY ONLY	FORCED ENTRY	HOSTAGE INVOLVED?		ALARM STATUS			OF F	PREMISES D		ONTOFENT	₹Y1,	2.	3	
ಠ	INSTRUMENT		2. 3		CRIMINAL ACTIVITIES	1.	2.		3		EVIDENO SCENE	DE AT 1.		2.	3
	WEAPON/ FORCE 1.		2.		3		ACTS INVOLV	/ED?	2.	3	1	CARGO		DRUG	IDENTITY
	INVOLVED:	OFFENSE					1.		DEPT CODE		DELATER	THEFT		RELATED	THEFT F/M
SE								1							
NS	BIAS MOTIVATION	PREM TYPE		TYPE OF RESIDEN	ICE	OFFENSE STATUS			LETED	OFFENDER USED		LCOHOL DRI	UGS	COMPUTE	R
OFFEN	BURGLARY ONLY	FORCED ENTRY	HOSTAGE INVOLVED?]	ALARM STATUS			OF F	PREMISES ED		CONTOFENI	₹Y1.	2.	3	
O	INSTRUMENT 1 USED:	1.	2. 3		CRIMINAL ACTIVITIES	1.	2.		3		EVIDEN SCENE	CE AT 1.		2.	3
	WEAPON/ FORCE 1. INVOLVED:		2.		3		ACTS INVOLV 1.	VED?	2.	3		CARGO THEFT		DRUG RELATED	IDENTITY THEFT
ш	UCR CODE	OFFENSE				· · · · · · · · · · · · · · · · · · ·	1		DEPT CODE		RELATED	TO TCA#		COUNTS	F/M
S	BIAS MOTIVATION	PREN TYPE		TYPE OF RESIDEN		OFFENSE STATUS	c	OMP	IETED 1	OFFENDER USED		LCOHOL DRI	UGS	СОМРИТЕ	R
FFEN	BURGLARY ONLY	FORCED ENTRY	HOSTAGE INVOLVED?		ALARM STATUS			OF F	PREMISES D		PONTOFENT	RY1.	2.	. 3	
0	INSTRUMENT USED:	1.	2. 3		CRIMINAL ACTIVITIES	1.	2.		3		EVIDEN SCENE	CE AT 1.		2.	3
	WEAPON/ FORCE 1. INVOLVED:	·	2.		3		ACTS INVOLV	VED?	2.	3		CARGO THEFT		DRUG RELATED	IDENTITY THEFT
33	INVOLVEMENT TYPE Victim	NAME Nash, B	ernadette	·						MONIKE Berna			но	ME PHONE	
THER		ADDRESS		5 M	emphis, Tn	TN 38	106-		-				wc	ORK PHONE	
OT	STATEMENT	EMAIL		0 141	Emphilis, 11	,, 114 30	100-		DOB		SSN			LL PHONE	
<u> </u>	INVOLVEMENT TYPE	NAME							*****	MONIKE		******	\vdash	ME PHONE	****
RS	•••••	1	******	*****	******	*****	****	**		1	*****	****	•	*****	****
OTHER		ADDRESS	•••••	*****	******	• • • • • • •	****	٠٠,	*****	*****	• •		WC	ORK PHONE	
5	STATEMENT	EMAIL			· · · ·				DOB ••••	*****	SSN	*****	L	LL PHONE	••••
SS	INVOLVEMENT TYPE Suspect		ll, Willie 1					_		MONIKE			но	ME PHONE	
OTHERS	٤	ADDRESS		5 M	emphis, Tn	TN 38	106-	•		· · · · ·	···		WC	ORK PHONE	
0	STATEMENT	EMAIL				.,			DOB	*****	SSN	•••••	CE	LL PHONE	
S	INVOLVEMENT TYPE	NAME						-		MONIKE			но	ME PHONE	
OTHERS		ADDRESS		· ·						1.			w	ORK PHONE	
lo To	STATEMENT	EMAIL			· · · · · ·				DOB		SSN		CE	LL PHONE	- <u>"</u> - " "-
38	INVOLVEMENT TYPE	NAME		<u>-</u>						MONIKE	R		но	ME PHONE	<u>-</u>
OTHERS		ADDRESS											w	ORK PHONE	
5	STATEMENT	EMAIL							DOB		SSN		CE	LL PHONE	

			ADDITIC	NAL VIC	TIMS				R	EPORT	NUI	MBER	: 001	10121	44MI	3	
		M	lemphis I	Police Dep	artmen	t						ORI	#TN	MPD0	000		
	NAME Nash, Bernac	lette							STATE	MENT	HOMI 	E				CELL	• • • •
	ADDRESS		5 Mem	phis, Tn,,	TN 381	106-			WORK					E M AIL			
	DOB	AGE 34		RACE B			SEX F	RESIDENT RESIDE	NT		100		****	****	•	SSN	****
Σ	EYE COLOR 2		HAIR COLOR		HEIGHT 509	WEIGHT 210		*****		STATE ++++	***	EMPL	OYER				
VICTIM	VICTIM TYPE			VICTIM IS COMPLAINAN	п	AGG ASSA	ULT 1		ľ	AGG ASSA	AULT 2				JUST	HOM CIRCUM	
	VICTIM IS:	STUDENT	SCHOOL	NAME			_			CURRED	ON		DOMES			TRANSPORTED TO SAFE PLACE	
	INJURIES (UP TO FIV	E)	☐ NONE	MINOR [INTERN	NALTE	ЕТН 🔲	UNCONSCIO	us [LACER	ATION	s 🔲	BONES	: [] °	THER		
		13B	2.	3.	4	J.	5.	6		7			8.		9.	10.	
	RELATION OF VICTIM TO OFFENDER(S)	1.		2.				3.			4.					5.	
	SMTS																
	LEOKA TYPE				L	EOKA VEHIC	CLE				·			LEOKA /	ACTIVIT	·	
	NAME	-							STATE	MENT	ном	E				CELL	
	ADDRESS								WORK					EMAIL			
	DOB	AGE	TO AGE	RACE			SEX	RESIDENT			ΕT	HNICIT	′			SSN	
VICTIM	EYE COLOR	HEIGHT	T WEIGHT DLN AGG ASSAULT 1				STATE		EMPL	OYER		·					
VIC	VICTIM TYPE			п 🗆	AGG ASSA	ULT 1			AGG ASS	AULT 2				JUST	HOM CIRCUM		
	VICTIM IS:	STUDENT	SCHOOL	. NAME						CCURRED	ON		DOME: VIOLE			TRANSPORTED TO SAFE PLACE	
	INJURIES (UP TO FIV	/E)	☐ NONE	MINOR	INTER	NAL TE	ЕТН 🔲	UNCONSCIO	ous [LACER	ATION	s 🔲	BONES		THER		
	RELATED 1.		2.	3.		4 .	5.	6		7	'. 		8.		9.	10.	
	RELATION OF VICTIM TO OFFENDER(S)	1.		2				3.			4.					5.	
	SMTS	·															
	LEOKA TYPE					EOKA VEHIO	CLE							LEOKA /	ACTIVIT	Y	
	NAME									EMENT	ном	E				CELL	
	ADDRESS	·							WORK	ζ	-			EMAIL			
	DOB	AGE	TO AGE	RACE			SEX	RESIDENT			ET	HNICIT	′			SSN	
Ξ	EYE COLOR		HAIR COLOR		HEIGHT	WEIGHT	DLN			STATE		EMPL	OYER				
VICTIM	VICTIM TYPE			VICTIM IS COMPLAINAN	_{IT}	AGG ASSA	ULT 1			AGG ASS	AULT 2				JUST	HOM CIRCUM	
	VICTIM IS:	STUDENT	SCHOOL	NAME						CCURRED AMPUS	ON		VIOLE			TRANSPORTED TO SAFE PLACE	
	INJURIES (UP TO FIV	/E)	NONE	MINOR	INTER	NAL TI	≘ЕТН □	UNCONSCIO	ous [LACER	RATION	s 🗌	BONE	s 🗆 c	THER		
	RELATED 1.		2.	3.		4.	5.	6		7	·		8.		9.	10.	
	RELATION OF VICTIM TO OFFENDER(S)	vi 1.	_	2				3.			4.					5.	
	SMTS																
	LEOKA TYPE					EOKA VEHIO	CLE							LEOKA	ACTIVIT	Y	

	···		ADD	ITION	AL SU	SPECTS	, 			RE	POR	T NUMBER	: 001	1012144M	1E		
			Mem	phis Po	olice D	partment						OR⊮	#TN	MPD0000	·		
	NAME Hemphill, V	Vill	lie J							MONI	KER			ARRESTED?	HOME		
	ADDRESS		5	Mempl	nis, Tn	, TN 3810	06-				Ì	CELL			WORK		
SUSPECT	DOB		AGE 29		RACE B		sex M	RESIDE	NT		ETHN ♦♦♦•	ICITY	***		SSN	****	•••
ISP	EYE COLOR			HAIR CO	LOR		FACIAL HA	iR		HEIG 510		WEIGHT 160	DLN				STATE
รเ	2 CLOTHING			1	·			GANG NA	ME/AFFILIATI	_	,	100	L				
	SMTS											-					
	RELATED OFFENSES:	1.		2.	3.	4.		5.	6.		7	7. ·	8.	9.		10.	
	NAME									MONI	KER	·		ARRESTED?	HOME		
	ADDRESS									<u> </u>		CELL			WORK		
ECT	DOB		AGE	TO AGE	RACE		SEX	RESIDE	ENT		ETHN	ICITY			SSN		
SUSPECT	EYE COLOR			HAIR CO	LOR		FACIAL HA	AIR		HEIG	SHT	WEIGHT	DLN		<u> </u>		STATE
S	CLOTHING							GANG NA	ME/AFFILIATI	ON	,	•		,, <u>.</u>			·
	SMTS							-									
	RELATED OFFENSES:	1.		2.	3.	4.		5.	6.			7.	8.	9.		10.	
	NAME								,	MON	IKER		·	ARRESTED?	HOME		
	ADDRESS			· ·	•							CELL			WORK		
ECT	DOB		AGE	TO AGE	RACE		SEX	RESIDE	NT		ETHN	ICITY			SSN	•	
SUSPECT	EYE COLOR			HAIR CO	LOR	 	FACIAL HA	AIR	-	HEIC	SHT	WEIGHT	DLN		L		STATE
S	CLOTHING							GANG N	AME/AFFILIATI	ON							
	SMTS											_					
	OFFENSES:	1.		2.	3.	4.		5.	6.			7.	8.	9		10.	
	NAME									MON	IKER			ARRESTED?	HOME		
	ADDRESS								-			CELL			WORK		
SUSPECT	DOB		AGE	TO AGE	RACE		SEX	RESIDE	ENT		ETHN	IICITY			SSN		
SOS	EYE COLOR			HAIR CO	LOR		FACIAL HA			HEIC	SHT	WEIGHT	DLN				STATE
0,	CLOTHING							GANG N	AME/AFFILIATI	ON				 			
	SMTS																
	OFFENSES:	1.		2.	3.	4.		5.	6.	_		7.	8.	9	,	10.	
	NAME								-	MON	IKER			ARRESTED?	HOME		
	ADDRESS									· · · · · · · · · · · · · · · · · · ·		CELL			WORK		
ECI	DOB		AGE	TO AGE	RACE		SEX	RESID	ENT		ETHN	licity			SSN		
SUSPECT	DEYE COLOR			HAIR CO	LOR		FACIAL HA			HEIG	ЭНТ	WEIGHT	DLN				STATE
	CLOTHING							GANG N	AME/AFFILIATI	ON							· .
	SMTS											 					
1	RELATED OFFENSES:	1.		2.	3.	4.		5.	6.			7.	8.	9		10.	

	ADDITIONAL NARRATIVE		REPORT NUMBER: 0011012144ME
	Memphis Police Department		OR# TNMPD0000
	NARRATIVE TITLE		
	Title: On 11-30-00 at 2152 hours, Officers Miller #2818 and victim, Bernadette Nas he beat and choked her. Victim said this has hap large knot on her head where she said suspect h 201 Poplar. Hold Harmless signed.	sh, advis pened s	ed she and her current live-in had a fight and everal times. Victim had small cuts and a
	Entered by Campbell #1277 1145 hours 12-01-0	00	
	Submitted by Miller #2818		
	Approved by Lt Landrum #4893		
NARRATIVE			
	REPORTING OFFICER REVIEWN	NG OFFICER	REVIEW DATE
]		

RECORD OF ARREST	MEMPHIS POLI	CE DEPARTMENT		
Day Date Time Location of Arrest	District 430	Adult Remanded Juvenile Juver	Sequence / Suspect #	hine No 8224
THAKS (1737) 200 2152 Last Name First Middle	Aliases – Nickname	Driver License No. & State SSN		Home Phone
HompHer WILLIE J	T UT WIT Unit From	I Company to the company of the comp	Ple	
Date of Birth Age Sex Race Ethnic	HT WT Hair Eyes	Comp Occupation FRENCHERU FALPREN	where Employed & Ph	4D5-54 CAMERICA
Residence / Street Apt # City	State ZIP Resident of	f Jurisdiction where 'S Yes Type of I	On scene WITHOUT warr	ant or previous offense report
Arrestee armed with at time of arrest: (Check up to TWO and circle -		curred ?	WITH warrant or previous Weapon Cal	
Handgun -A-	☐ Lethal cutting instrument			
☐ Rifle -A- ☐ Other Firearm -A-	(Knife, switchblade, etc.) ☐ Clubs, blackjack, brass knuckles	Weapon Serial No.	Gang Affiliation / Name	3030
Arrestee Year Make Model Color Lic # 8 Vehicle:	k State VIN	Accident	Disposition of Vehicle	Bureau Held For
		☐ Yes ☐ No	Property Receipt No.(STIFIED
R R W	Domestic Violence Only – Warrant	signed by: Multiple Clearance Indicator ☐ Both ☐ Multiple ☐ Count Arres		12601
	Bureau Involved	Offense Report No.(s) Sheriff's R	&I No.	ate Control Number
		00/10/2/44	50055	
Complainant's Name X Victim's Name DOB/	Age Sex Race Reside	nce Address	Residence Phone	Business Phone
Witness DOB		nce Address	Residence Phone	Business Phone
Charges and TCA			Date Hour Div	Disposition
se .				州之。 主
ASSAULT STRIPLE (DOMEST	TO MILBURE	39-3-1019		高斯
ASSHER STREAM (BOMEST	ce (seconde)	775017		
				AN ELECTRICAL PROPERTY.
Arresting Officer Emp # Arresting O	Officer ³ Emp #	Car # (s) / Transported By Car #		
MULGERT THE CAR	415hB & 1655	480 1490 D 490 D	FEB 0 7 2018	OPY
stigating Officer Emp # Car # Time	B.A.C. Results Ass	igned Supervisor Approving		
Narrative		10 11 13 16		M Nest
DISTURDANCE, ON THE SCONE		ABOUT A DOM BSTIC		Miller
DISTURDANCE, ON THE SCONE	VICTIM (NASA) 3	SAID SUSPECT		*****
TIMES. VICTURE HAD SMALL CETT	LICHM 8400 THIS K	HAS HAPPEWED SEVERA		
TIMES. VICTUR HAD SMALL CETT	5 AUD A LARGE M	NOT ON HOR HEAD	Right Thumbprint	
WHERE SHE SAID SUSPERT	HAD HIT HER.			
SUSPERT WAS ARRESTED P	TER THE DOMESTO	C VIOLENCE LAWS		
AS THE PRIMARY AGRESSON	R. PHOTOS THE	en AND HOED		
				Mark The Control of t
	I ETHNIC: H - Hispanic N - N	Ion-Hispanic U – Unknown		



SHELBY COUNTY SHERIFF'S OFFICE MUGSHOT PROFILE



HEMPHILL, WILLIE J

R&I#:

Booking #:

00156234

Photo #:

1022438

Social Security #:

Booking Date/Time:

11-30-2000 23:34:00

Arrest Date:

11-30-2000

Age at Arrest:

29

Date of Birth:

09-10-1971

Place of Birth:

BAKER ISLAND

Citizenship:

Sex:

MALE

Race:

BLACK

Height:

706

Weight:

47

Hair Color:

BLACK

Eye Color:

BROWN

Glasses:

NO

Address:

PRESCOTT

MEMPHIS, TEXAS 38111

Bin#:

001573

Comments:



Aliases:

Last

First

Middle

Maiden

DOE, JOHN

Scars/Marks/Tattoos:

Type

Location

Description

SC NECK LEFT SIDE

Charges:

Category

Description

Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

00156234-01 | The State of Tennessee vs WILLIE J HEMPHILL

 Case Number
 Court
 Judicial Officer

 00156234-01
 Division 11
 Massey, Karen

 File Date
 Case Type
 Case Status

 11/30/2000
 Affidavit
 Sentenced

Party

State of Tennessee

The State of Tennessee

Race Other

Officer

MPD TRANSFER OFFICER, Unknown

Address 2054 GAYLE MEMPHIS TN 38127

Defendant

HEMPHILL, WILLIE J

DOB 09/10/1971

Race Black

Address

1558 S PRESCOTT MEMPHIS TN 38111-5042

Charge

Charges HEMPHILL, WILLIE J

	Description	Statute	Level	Date
1	ASSAULT M	39-13-101	Misdemeanor	11/30/2000

Bond Settings

Setting Date

12/1/2000

Bond

Bond Type	Bond Number	Bond Amount	Current Bond Status
Surety Bond	X0510482439	\$1,000.00	Case Disposed

Disposition Events

03/20/2001 Plea▼

Judicial Officer Judge, Converted

1 ASSAULT M Not Guilty

03/20/2001 Disposition▼

1 ASSAULT M Found Guilty, Guilty Plea

03/20/2001 Sentenced ▼

1 ASSAULT M Sentenced

Condition - Adult

1. Conversion, CONFINEMENT: 0 Month(s) 180 Day(s) CREDIT: 0 Month(s) 7 Day(s) 0 Hour(s) SUSPENDED: 0 Month(s) 173 Day(s) PROBATION: 11 Month(s) 22 Day(s) , 03/20/2001, Active 03/20/2001

Probation

Supervised, Term 0 Year 11 Months 22 Days 0 Hour

Supervised By: Shelby County

Events and Hearings

11/	30/2000 Case Filed
12/	04/2000 Arraignment ▼
	aring Time 0 AM
12/	06/2000 Bond Fee
12/	/11/2000 Attorney ▼
	aring Time 0 AM
01/	23/2001 Report to Court ▼
	aring Time 0 AM
02/	01/2001 Subpoena
02/	01/2001 Subpoena ▼
03/	/20/2001 Trial ▼
	aring Time 0 AM
03/	20/2001 Base Rate Clerk
03/	20/2001 Resets
03/	20/2001 Post Judgement Court Orders
03/	20/2001 Pleading
03/	20/2001 Escrow Skip-Installment Plan Letter
05/	01/2001 Letter for Default Payments
05/	15/2002 Enter Collection Agency 09 LCC

07/31/2008 Enter Collection Agency Warrant 12 PRO
08/16/2010 Cancel Collection Agency 13 PRO
08/16/2010 Uncollectable - Collection Agency Return
03/02/2017 First Garnishment

Financial

HEMPHILL, WILLIE J

Total Financial Assessment \$937.75
Total Payments and Credits \$0.00

3/20/2001	Transaction Assessment	\$895.75
5/6/2001	Transaction Assessment	\$15.00
3/2/2017	Transaction Assessment	\$27.00

RECORD OF ARREST	SHELBY	COUN	TY SHER	IFF'S	OFFICE		man in
Pay Date Time Location of Arrest S C	JAIL	District	☐ Adult ☐ Rer	nanded Juven	te 🗆 Juventie	Sequence / Suspect 8	Booking No. A/D 0015623
EMPHILL JAM 135	Aliases - Nicknan	me .	Driver License No	& State	88N		Home Phone
ate of Birth Age Sex Race Ethnic	I AT A WT IN	tair Eyes		гиребол	_	Where Employe	d & Phone
9 - 16 - 7 29 M 13 —	3 6 127 A	BK BI	Auriediction where	☐ Yes	Design II	O WETHOU	
1558 PRESCOTT		offense occ	curred ?	□ No	Type of Arrest:	WITH warrant or po	I warrant or previous offense report reviously submitted report
restee armed with at time of arrest: (Check up to TWO and circle - Handgun -A-	A- If fully automatic) [] Lethal cutting instru	ument	Weapon Make / Me	odel		Weap	on Callber S C C C
□ Rife A- □ Other Firearm A-	(Knife, switchblade	, etc.)	Weapon Serial No			Gang Affiliation / I	Vanja
rrestse Year Make Model Color LIC # 4 shicle:		BH .		DY	es 🛘 No	position of Vehicle	
	Domestic Violence O		gned by:	3.40	9 297 04	Property Recei	pt No.(s) 16 Tied!
	Bureau involved		Offense Report No.		i mina		AM Continues
	FU617	IVE			The Party of the P		图 2015年6月
Complainant a Name Division's Name OEN SES DIV 8	Age Sex Ru	ace Residen	ce Address		Res	Idence Phone	Bàsiriess Phone
tness DOB	Age Sex R	ace Residen	ce Address		Resi	Idence Phone	Business Phone
PARANTER P/A 12/20/96		14/					ON Departmen
6596126690	(NO	12)					
	COURT			*******			
29-9-102					60		
)					7 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
	CAS	H -19	157		4.6		
SM P 124-/ 439 Arresting O	fficer	Emp #	Car#(s)	Transported I	Sy Car 8		
estigation Emp# Car# Time	B.A.C. Re	eults Assign	ned Supervisor	Approving			4
164. DECRON 2022							学 通信等 1975
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		_ na	TE	701	(-)		
				11/15/11	ALC		Participanism.

NAME OF TAXABLE PARTY AND PARTY OF TAXABLE PARTY.

Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Party Information

Defendant

HEMPHILL, JAMES WILLIE

Current Address 1558 S PRESCOTT MEMPHIS TN, 38111

Date of Birth 09/10/1971

Warrant Information

Location

Division 8

Warrant Number 96126690

Warrant Type

Bench Warrant

Issuing Judge

Judge, General Sessions

Issued Status

Warrant Offender Arrested

Charges

Offense Date	Code	Offense	Degree	Fine	Bond
01/01/1900	10059	CONTEMPT OF COURT-GENERAL LAW	Misdemeanor C	\$0.00	\$0.00

	•				ERSONS			REPO	RT NUM	MBER: 0	102007629M	E	
			phis Polic	e Depa	rtment			<u> </u>			NMPD0000		
ш		OFFENSE						DEPT CODE			O TO TCA#	COUNTS	F/M
NS	BIAS MOTIVATION	PREM TYPE		TYPE OF RESIDEN	NCE	OFFENSE STATUS	СОМЕ	LETED	OFFENDER USED		ALCOHOL DRU	JGS COMPUT	ER
FFEN	BURGLARY ONLY	FORCED ENTRY	HOSTAGE INVOLVED?		ALARM STATUS		NO OF ENTER	PREMISES ED	. !	PONTOFENT		2. 3	<u> </u>
0	USED:	1.	2. 3	1	CRIMINAL ACTIVITIES	1.	2.	3		SCENE	CE AT 1.	2.	3
	WEAPON/ FORCE 1. INVOLVED:		2.		3		ACTS INVOLVEDS 1.	2 .	3		CARGO THEFT	DRUG RELATED	IDENTITY THEFT
ш	UCR CODE	OFFENSE						DEPT CODE		RELATE	TO TCA#	COUNTS	F/M
SS	BIAS MOTIVATION	PREM TYPE		TYPE OF RESIDEN		OFFENSE STATUS	СОМЕ		FFENDER JSED		ALCOHOL DRU	JGS COMPUT	ER
丑	BURGLARY ONLY	FORCED ENTRY	HOSTAGE INVOLVED?		ALARM STATUS		NO OF ENTER	PREMISES ED	ŀ	PONTOFENT	RY1.	2. 3	
0	INSTRUMENT USED:	1. 2	2. 3		CRIMINAL ACTIVITIES	1.	2.	3		EVIDEN SCENE	CE AT 1.	2.	3
	WEAPON/ FORCE 1. INVOLVED:		2.		3		ACTS INVOLVED? 1.	2.	3		CARGO THEFT	DRUG RELATED	IDENTITY THEFT
ш	UCR CODE	OFFENSE			7			DEPT CODE		RELATE	TO TCA#	COUNTS	F/M
NSE	BIAS MOTIVATION	PREM TYPE		TYPE OF RESIDEN		OFFENSE STATUS	СОМЕ		FFENDER JSED	_ /	ALCOHOL DRI	JGS COMPUT	ER
OFFEN	BURGLARY ONLY	FORCED ENTRY	HOSTAGE INVOLVED?		ALARM STATUS		NO OF ENTER	PREMISES ED	i	POINTOFENT	RY1.	2. 3	
O	INSTRUMENT USED:	1. 2	2. 3		CRIMINAL ACTIVITIES	1.	2.	3		EVIDEN SCENE	CE AT 1.	2.	3
	WEAPON/ FORCE 1. INVOLVED:		2.		3		ACTS INVOLVED? 1.	2.	3		CARGO THEFT	DRUG RELATED	IDENTITY THEFT
ш		OFFENSE						DEPT CODE		RELATE	TO TCA#	COUNTS	F/M
NS	BIAS MOTIVATION	PREM TYPE		TYPE OF RESIDEN	ICE	OFFENSE STATUS	СОМЕ	LETED	FFENDER ISED		ALCOHOL DRU	JGS COMPUT	ER
FE	BURGLARY ONLY	FORCED ENTRY	HOSTAGE INVOLVED?		ALARM STATUS		NO OF ENTER	PREMISES ED	j	PONTOFENT		2. 3	
0	INSTRUMENT USED:	1. 2	2. 3		CRIMINAL ACTIVITIES	1.	2.	3		EVIDEN SCENE	CE AT 1.	2.	3
	WEAPON/ FORCE 1. INVOLVED:		2.		3		ACTS INVOLVED? 1.	2.	3		CARGO THEFT	DRUG RELATED	IDENTITY THEFT
3 S	INVOLVEMENT TYPE Victim	107.000	ernadette	· -					MONIKEI Berna			HOME PHONE 901-547-9200)
THERS		ADDRESS		м	emphis,, T	N 38106						WORK PHONE	
OT	STATEMENT	EMAIL			chiphin, 1	11 00100		DOB		SSN		CELL PHONE	
-	INVOLVEMENT TYPE	NAME						*****	MONIKE		*******	HOME PHONE	
THERS	Witness	Murray,	Gwendol	yn					<u> </u>			901-502-0323 WORK PHONE	3
王	!	ADDRESS			Memphis,,	TN 3810	6					901-794-8150)
0	STATEMENT	EMAIL						DOB ♦♦♦♦ ♦	*****	SSN ♦♦♦♦	•••••	CELL PHONE	
S	INVOLVEMENT TYPE Complainant	NAME Nash B	ernadette						MONIKES Berna			HOME PHONE 901-547-9200)
Æ	'	ADDRESS							Бетни			WORK PHONE	,
OTHERS	STATEMENT	EMAIL		M	emphis,, T	N 38106		DOB		SSN		CELL PHONE	
	INVOLVEMENT TYPE	NAME			<u></u>			*****	MONIKER		******	HOME PHONE	
OTHERS	Suspect		ll, Willie	J					Buste			HOME PHONE	
뿔		ADDRESS			Memphis,,	TN 3810	6					WORK PHONE	
ဝ	STATEMENT	EMAIL						DOB	****	SSN ♦♦♦♦	•••••	CELL PHONE	
SS	INVOLVEMENT TYPE	NAME							MONIKER	₹		HOME PHONE	
OTHERS		ADDRESS				·				-		WORK PHONE	
0	STATEMENT	EMAIL						DOB	•	SSN		CELL PHONE	

			ONAL VI					R	EPORT	NUMBE	R: 0102007	629M	E	
	<u>-</u>	Memphis	Police De	partmen	ıt			<u> </u>		OR	I# TNMPD	0000		
	NAME Nash, Bernadette							STATE	MENT	номе 901-547	7-9200		CELL	
	ADDRESS	Mei	mphis,, TN	38106				WORK			EMAIL			
	DOB AGE 34	TO AGE	race B			SEX F	RESIDENT RESIDE	NT	_	ETHNICI*	TY *******	<u> </u>	ssn **************	
VICTIM	EYE COLOR 2	HAIR COLO	DR	HEIGHT 509	WEIGHT 210		•••••		STATE ♦♦♦♦	•••	LOYER			
ZIC	VICTIM TYPE		VICTIM IS COMPLAINA	NT 🗆	AGG ASSA	ULT 1			AGG ASSA	ULT 2		JUST	HOM CIRCUM	
	VICTIM IS:	SCHOOT T	OL NAME						CURRED MPUS	ои <u>П</u>	DOMESTIC VIOLENCE		TRANSPORTED TO SAFE PLACE	
	INJURIES (UP TO FIVE)	☐ NON	IE MINOR	INTER	NAL TI	ЕЕТН 🗌	UNCONSCIC	us 🗌	LACER/	ATIONS [BONES 0	OTHER		
	RELATED 1.13 A	2.	3.		4.	5.	6		7.		8.	9.	10.	
	RELATION OF VICTIM 1.		2				3.			4.			5.	
	SMTS													
	LEOKA TYPE			L	EOKA VEHIC	CLE					LEOKA	ACTIVIT	Υ	
	NAME							STATE	MENT	HOME			CELL	
	ADDRESS						_	WORK			EMAIL			
	DOB AGE	TO AGE	RACE			SEX	RESIDENT			ETHNICI	ſΥ		SSN	
Σ	EYE COLOR	HAIR COLO	DR .	HEIGHT	WEIGHT	DLN			STATE		LOYER			
VICTIM	VICTIM TYPE	AGG ASSA			AGG ASSA	ULT 2		JUST	HOM CIRCUM					
	VICTIM IS: SCHOOL NAME OFFICER STUDENT OCCURRED ON DOMESTIC TRANSPORTED TO SAFE PLACE SAFE PLACE													
	INJURIES (UP TO FIVE)	☐ NON	E MINOR	INTER	NAL TE	ЕЕТН 🗌	UNCONSCIO	us 🗌	LACER/	ATIONS	BONES C	OTHER		
	RELATED 1. OFFENSES:	2.	3.	4	1.	5.	6.		7.		8.	9.	10.	
	RELATION OF VICTIM TO OFFENDER(S)		:	2.			3.			4.			5.	
	SMTS													
	LEOKA TYPE			L	EOKA VEHIC	CLE					LEOKA	ACTIVITY	Y	
	NAME							STATE		HOME			CELL	
	ADDRESS							WORK			EMAIL			
	DOB AGE	TO AGE	RACE			SEX	RESIDENT			ETHNICIT	ſΥ		SSN	
Ξ	EYE COLOR	HAIR COLO	PR	HEIGHT	WEIGHT	DLN			STATE	EMP	LOYER			
VICTIM	VICTIM TYPE		VICTIM IS COMPLAINA	NT 🔲	AGG ASSA	ULT 1		1	GG ASSA	ULT 2		JUST	HOM CIRCUM	
	VICTIM IS: OFFICER STUDEN	SCHOOT	DL NAME		, <u>-</u>				CURRED (ON	DOMESTIC VIOLENCE		TRANSPORTED TO SAFE PLACE	
	INJURIES (UP TO FIVE)	☐ NON	E MINOR	☐ INTERN	VAL TE	етн 🔲	UNCONSCIO	us 🔲	LACERA	ATIONS 🗌	BONES [] C	THER		
	RELATED 1. OFFENSES:	2.	3.	4). 	5.	6.		7.		8.	9.	10.	
	RELATION OF VICTIM 1. 2. 3. 4. 5. TO OFFENDER(S) 1. 5.													
	SMTS		_											
	LEOKA TYPE			L	EOKA VEHIC	CLE					LEOKA.	ACTIVITY	1	

	. ADDITIONAL SUSPECTS Memphis Police Department										REPORT NUMBER: 0102007629ME						
			Men	nphis P	olice Dep	artment			<u> </u>		ORI	‡ TN	IMPD0000				
	NAME Hemphill,	1 A/;	llia I							NIKER Ister			ARRESTED?	HOME			
	ADDRESS	. 771	iiie j				-		БС	stei	CELL		<u> </u>	WORK			
.				Me	mphis,, Tl	N 38106								, , , , , , , , , , , , , , , , , , ,			
1	DOB		AGE	TO AGE	RACE		SEX	RESIDENT			NICITY			SSN			
2	EYE COLOR	***	29	HAIR CO	B		M FACIAL HA	RESIDENT	luc	###	WEIGHT	DLN		*****	STATE		
SUSPE	2			1	DLOR		FACIAL HA		50		140	DEN			STATE		
N	CLOTHING							GANG NAME/AFFILIA	TION								
	SMTS																
	RELATED OFFENSES:	1.1	3 A	2.	3.	4.		5.	i.		7.	8.	9.	. 10.			
	NAME								МО	NIKER	-		ARRESTED?	HOME			
	ADDRESS										CELL			WORK			
b	DOB		AGE	TO AGE	RACE		SEX	RESIDENT		ETHN	VICITY			SSN			
띨	200		""	1,0,1,02	75.62			1120002111			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			5511			
JSPE(EYE COLOR			HAIR CO	DLOR		FACIAL HA	IR	HE	IGHT	WEIGHT	DLN			STATE		
몽	CLOTHING		_	1				GANG NAME/AFFILIA	TION						<u> </u>		
	SMTS																
	RELATED	1.		2.	3.	4.		5. 6	<u> </u>		7.	8.	9.	10.			
<u> </u>	OFFENSES:				-					NIKER		<u>.</u>					
	NAME								MO	NIKER			ARRESTED?	HOME			
	ADDRESS										CELL			WORK			
 			AGE	170.405	RACE		SEX	RESIDENT		Term	HOLTY			2011			
SUSPECT	DOB		AGE	TO AGE	RACE		SEX	RESIDENT		FIHN	NICITY			SSN			
S	EYE COLOR			HAIR CO	DLOR		FACIAL HA	IR	HE	IGHT	WEIGHT	DLN			STATE		
S	CLOTHING							GANG NAME/AFFILIA	TION						-		
														<u></u>			
	SMTS																
	RELATED	1.		2.	3.	4.		5. 6			7.	8.	9.	10.			
-	OFFENSES:									VIKER			,	HOME			
	NAME								INIC	VINCK			ARRESTED?	HOME			
	ADDRESS					-					CELL			WORK			
-	DOB		AGE	TO AGE	RACE		SEX	RESIDENT		I ETUN	NCITY			SSN	<u>-</u> .		
SUSPECT	DOB		AGE	IO AGE	RACE		367	RESIDENT		FIRM	NCI I			33N			
SP	EYE COLOR			HAIR CO	DLOR		FACIAL HA	IR	HE	IGHT	WEIGHT	DLN			STATE		
ร	CLOTHING							GANG NAME/AFFILIA	TION		<u> </u>						
								<u></u>									
	SMTS																
	RELATED	1.		2.	3.	4.		5. 6	,		7.	8.	9.	10.			
_	OFFENSES:								мо	NIKER		_	ARRESTED?	HOME			
													ARRESTED?				
	ADDRESS										CELL			WORK			
H	DOB		AGE	TO AGE	RACE		SEX	RESIDENT		ETHN	IICITY	-		SSN			
EC			1.02														
SUSPECT	DEYE COLOR			HAIR CO	DLOR		FACIAL HAI	IR	HE	IGHT	WEIGHT	DLN	 -		STATE		
2	CLOTHING							GANG NAME/AFFILIA	TION								
	SMTS			_						****							
	CAITO .																
	RELATED OFFENSES:	1.		2.	3.	4.		5. 6			7.	8.	9.	10.			

. ADDITIONAL NARRATIVE	REPORT NUMBER: 0102007629ME
Memphis Police Department	ORI# TNMPD0000
NARRATIVE TITLE Report Narrative	
Title: Report Narrative	
Fine: Report Namative < <entered (m1277),="" .="" 0<="" by:="" campbell="" chermeca="" l="" on="" p=""></entered>	2/20/2001 8:56:36 AM >>
, , , ,	
On 02-19-01 at 2258 hours, Officers Foster #1853 and	
Violence call atand victim, Bern boyfriend/suspect, Willy Hemphill, were having a discus-	nadette Nash, advised she and her live in
was	obbit about this moving out. Them devices one
telling him she wanted him to leave, when he became	
a knife or box cutter. Witness, Gwendolyn Murray, adv	
talking when she heard a large scuffle. Witness advise did	a she thed to get the door open and when she
victim was on the floor bleeding and suspect grabbed	his coat and left.
4070 1.1.1.1.4.004	Origina December 11 2 0004 144 14
407D, Lt Jordan #4301, made the scene and advised. #3466, made the scene and took pictures. Felony Res	
investigated.	sponse in rozz ogt vress, made the occine and
_	
Approved by Lt Borgers #0632	

REVIEWING OFFICER

REPORTING OFFICER

REVIEW DATE

RECORD OF ARREST		SHI	ELB	Y C	OUN	TY SHERIFF		Samura /	WARRAN
Tues 03/20/01 1100 201 Popla	er-GS	SDLV	11			Adult Remanded	Juvenile 🗍 Ju	renile Suspect #	0111191194
ast Name . First	WILLIE	Allue	es – Nic	kneme		Driver License No. & Stee			Home Pfione
Date of Birth Age Sex Race	Ethnic	HT	WT	Hair	Eyes	Comp Occupation	1	Where Employee	& Phone
	10		127		CIBR				
1558 S. Arescott Apt #	City	State	ZIP			of Jurisdiction where		On scene WITHOUT WITH warrant or see	warrant or previous offense report
restee armed with at time of arrest: (Check up to TWO a						Weepon Make / Model			n Caliber
☐ Handgun -A- ☐ Firearm (type unkn	own)	Lethal of		nstrumen lade, etc.		Webpen Berial No.		Gung Affiliation / N	
☐ Shotgun -A-		Clubs, t		k, brase i				•	(CRETIBIED)
restee Year Make Model Color falcie;	Lic # & S	tally -		VBN		200	Accident	Disposition of Vehicle	Bureau Held For
-		Domosti	- Violen	- Cab	. 96'	signed by:	LI Tes LI No	Property Receip	(No.fe)
		□ om	loer	O vic	Mar.	D Both			Amol
The state of the s		Bureau In		.15		Offense Report No.(s)	8	-2010	
Complainagt's Name . U. Victim's Name	I DOS	FUG	Sex	Race	Bank	ence Address		Residence Phone	Buelness Phone
SS DIV 08		-						resource ritoria	prisinges Priorie
nees	DOS	Age	Sex	Race	Realds	ince Address		Residence Phone	Business Phone
got and TCA			_		1	$\overline{}$			To the state of th
RA: 01/26/2001									
GS01003588(BW)				19.02		TH			
internot of Court									
29-9-162				,					
BOND: \$472 00									
esting Officer	rresting Offic	AT			Emp #	Car # (e) Transp	orted By Car #		
1.TAylo #3280	7		4.67	Redulto	1.4				
S-L-LINOSEY 2343	Tinto		B.A.C	. Progesto	Ass	gned Supervisor Approvi	ng		
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oo RACE; W-White B-Black I-Indian A-Astan				-		m-Hispanis V - Uningum			1 C 4 A A A A GARANTA

an A Parent Service 1 1 11000



SHELBY COUNTY SHERIFF'S OFFICE MUGSHOT PROFILE



HEMPHILL, JAMES

R&I#:

Booking #:

01109694

Photo #:

1033710

Social Security #:

Booking Date/Time:

03-20-2001 12:45:00

Arrest Date:

03-20-2001

Age at Arrest:

29

Date of Birth:

09-16-1971

Place of Birth:

BAKER ISLAND

Citizenship:

Sex:

MALE

Race:

BLACK

Height:

706

Weight:

47

Hair Color:

BLACK

Eye Color:

BROWN

Glasses:

NO

Address:

PRESCOTT

MEMPHIS, TEXAS 38111

Bin #:

000045

Comments:



Aliases:

Last

First

Middle

Maiden

DOE, JOHN

Scars/Marks/Tattoos:

Type

Location

Description

SC NECK LEFT SIDE

Charges:

Category

Description

Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Party Information

Defendant

HEMPHILL, JAMES WILLIE

Current Address 1558 S PRESCOTT MEMPHIS TN, 38111

Date of Birth 09/10/1971

Warrant Information

Location

Division 8

Warrant Number

1003588

Warrant Type

Bench Warrant

Issuing Judge

Judge, General Sessions

Issued Status

Warrant Offender Arrested

Charges

Offense Date	Code	Offense	Degree	Fine	Bond
01/01/1900	10059	CONTEMPT OF COURT-GENERAL LAW	Misdemeanor C	\$0.00	\$0.00

RECORD OF ARREST		ME	MPH	IIS P	OLI	CE DEPART	MENT		\$:00 I
Day Date Time Location of Arrest That. 07-05-01 1503 /538 5	Danie	J.L			District 726	Adult Remande	d Juvenile 🔲 Juv	Sequence / Suspect #	Booking No. 22 321
Last Hame First	Presci	Athen	io - Min	la della del	174	Oriver License No. & St.	45 3S	*	Home Phone
Date of Birth Age Sex Race 77-10-71 Z9 M B	Ethnic	HT	WT	Hair	Eyes	Comp Occupation	on	Where Employ	794- 2166 ed & Phone
97-10-71 29 M B Residence Street 0 Apt #	City	506	130 ZIP	BIK	Ber	The state of the s	Yes Type of		
1558 5 Present A	nemphis	T	3	A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A 100 A	A STATE OF THE STA	ocurred?	Yes Type of Arrest:	WITH warrant or	UT warrant or previous offense report previously submitted report
Arrestee armed with at time of arrest: (Check up to TWO an Handgun -A-		Lethal c		nstrument	t	Weapon Make / Model		Wea	pon Caliber
☐ Rifle -A- ☐ Other Firearm -A-		(Knife,		ilade, etc.) k, braes k		Weapon Serial No.		Gang Affiliation	/Name SCSO
Arrestoe Year Make Medal Calor Vehicle:	Lie # & 9		•	VIN		4	Accident	Disposition of Vehicle	e Bureau Held For
						algned by:	CHEROMON THOREST	Property Reco	elpt No.(s) CERTIFIED
		Bureau In		☐ Viet	den [Offence Report No.40)			Low on L
			161	tius			The state of the s	0005	
Completnegt's Name Viotim's Name	DOB	Ago	Sex	Place	Ploside	mos Address	,	Residence Phone	Business Phone
Yinese	008	Age	Эвх	Race	Roelds	nce Address		Residence Phone	Business Phone
(SW) GS01018216 Contempt of Court TCA 29-9		N L	AW			DATE	رعاته		
Bremnek, W 2307	C Kirls	oer V			5mp #	7568/766 Trans	operted By Car #		
voetigating Officer Emp # Car #	Time	(BA	C. Rpoults	AND DESCRIPTION OF THE PERSON NAMED IN	gned Supervisor Appro			
while on Partiel officer abser	xed De	1 114			3.4	is the Drivens	an al		
the Above location. Officer Knows	Del t		1	Active		1 0	-this		
Time. Deh Troduced ID which		4	Nan			willie Hemphil			
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SHELBY COUNTY SHERIFF'S OFFICE MUGSHOT PROFILE



HEMPHILL, WILLIE

R&I#:

Booking #: 01122321 Photo #: 1045041

Social Security #:

Booking Date/Time: 07-05-2001 17:01:00

Arrest Date: 07-05-2001

Age at Arrest: 29

Date of Birth: 09-10-1971

Place of Birth: CENTRAL AFRICAN R

Citizenship:

Sex: MALE Race: BLACK

Height:

Weight: 0
Hair Color: RED

Eye Color: MULTICOLORED

Glasses: Address:

Bin #: 000323

Comments:



Aliases:

Last First Middle Maiden

Scars/Marks/Tattoos:

Type Location Description

Charges:

<u>Category</u> <u>Description</u>

Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Case Information

01122321-01 | The State of Tennessee vs WILLIE HEMPHILL

Case NumberCourtJudicial Officer01122321-01Division 11Massey, KarenFile DateCase TypeCase Status07/05/2001State WarrantDisposed

Party

State of Tennessee

The State of Tennessee

Race Other

Officer

MPD TRANSFER OFFICER, Unknown

Address 2054 GAYLE MEMPHIS TN 38127

Defendant HEMPHILL, WILLIE

DOB 09/10/1971

Race Black

Address 1558 S PRESCOTT MEMPHIS TN 38111-5042

Charge

Charges HEMPHILL, WILLIE

	Description	Statute	Level	Date
1	CONTEMPT OF COURT-GENERAL LAW	29-9-102	Misdemeanor C	01/01/1900

Bond Settings

Setting Date

7/5/2001

Disposition Events

07/06/2001 Plea▼

Judicial Officer Judge, Converted

1 CONTEMPT OF COURT-GENERAL LAW

Not Guilty

07/06/2001 Disposition ▼

1 CONTEMPT OF COURT-GENERAL LAW

Dismissed Without Cost

07/06/2001 Sentenced ▼

1 CONTEMPT OF COURT-GENERAL LAW

Sentenced

Events and Hearings

07/05/2001 Case Filed

07/06/2001 Arraignment ▼

Hearing Time 9:00 AM

Financial

No financial information exists for this case.

FILED

AFFIDAMIT

AUG, 2.9.2001

JULIE H. HALFALKEI GIRTUTYKLERK

BY LOSE JULIA D.C.

STATE OF MISSISSIPPI MUNICIPAL COURT

CITY OF WINONA

PERSONALLY appeared before me, the undersigned officer of said cour CHRIS CARTER , who stated under oath that
WILLIE J. HEMPHILL , did , on or about the 24 th
day of Aug , 200/, unlawfully and willfully
DID WILLFULLY AND UNLAWFULLY AND FELONIOUSLY
TAKE DOSSESSION OF TWO CARTONS OF NEW PORT 1005
FOR SALE BY WAL-MART A STORE WITH THE INTENT
AND DURDOSE OF CONJUNCTIONS SUCH MERCHANDISE COHIES
OWIND LISE IN ITTH OUT PAINTNOTHE MERCHANIS SITTLE PRO
THEOFFORE WITHIN CTTY CINITIS OF WINONAMS IN
NICHTION OF MS CODE SECTION 97-23-93
FiFth
SHOPCIFTING FORTH OFFENSE 97-23-93
against the peace and dignity of the state and/or against the ordinances of City of Winona and within the corporate limits of said city.
· Church Canter
AFFIANT
sworn to AND SUBSCRIBED BEFORE ME, this the 27 day of Muy.
Defendant may be released on bail upon making bail bond in the amount
of \$, conditioned upon appearance in court for arraignment
on the day of, 29, atm. o'clock.
On the
Municipal Judge, Court Clerk,
・ (SEAL) ・ うだだ ・ Deputy. Clerk
uriginal-court 5744 off. M. 000229
Copy-Defendant /

Time	Docket # <u>Case/Ticket</u>	Defendant Offense Code and Descript	tion					
14:00	M -000229	WILLIE J HEMPHILL 24 GEOF 30 Jane 055 SHOPLIFTING, 250.00	/	LMICHAEL, MS		<u>//</u>	incest Som	rell -
	Officer: VINC	CENT SMALL (W-5)	ı	Bond :	0.88			
	Plea: PH	verdict: bound on for go	sand fun Judge	:	rall W End			
	Prosecutor:	L. A. Crull	Defensa:	Lee bails				
		00)Jail:			H D W M Y			No.
14:00	m -000104	LATARUS HOLMES JUNEAU LATARUS HOLMES 147 DISTURBANCE OF FAMIL						
	Officer: TOM	TY BIBBS (W-9)		Bond:	0.09			
	Plea:	Verdict:	Judge	23 8		: •		
	Prosecutor:	The state of the s	Defense:		AND AND AND AND AND AND AND AND AND AND			
	Fine:(100.0	00) Jail:	D W M Y	Work:	H D W M Y			÷
	M -000105	LATARUS HOLMES OCTTHE LOTUS 162 MARTCIOUS MISCHIEF				AUG 2 JULIE H. HALFACH		
	Officer: TOM	1Y BIBBS (W-9)	•	Bond:	9. 00	9 7001 Jae, Likcuit Clerk	i Xi	
÷	Plea:	Verdict:	Judgi	는 보 -	· ·	101 יטוד כנו		
	Prosecutor:		Defense:					
	Fine:(100.8	99) Jail: U. /69	D W M Y	Work:	H D W M Y			

DISPOSITION SHEET (See Instructions Below)	RETURN TO···· Winna Palue DINI
DEFENDANT'S NAME: LAST FIRST MIDDLE SEMPLE SENSEMENT OFFENSE NO SENSEMENT OFFENSE NO SENSEMENT OFFENSE NO SENSEMENT OFFENSE NO SENSEMENT OFFENSE NO SENSEMENT OFFENSE NO SENSEMENT OF SENSE	RACE SEX AGE DATE OF BIRTY Slack Male. 29 09-10-71 NUMBER WARRANT NUMBER CAPIAS NUMBER
1. Shaplefting 5th offense 2.	ES FILED:
3. PROSECUTOR: City Attorney County Attorney District Attor	rney CAUSE NUMBER:
PLEA: Nolo Contendere Not Guilty Guilty TRIAL RESULT: Not Guilty Guilty Dismissed	NAME OF COURT: Winna Palue Court JUDGE (MAGISTRATE) DOMALD BONS.
CHARGES: SAME AS A	ABOVE REDUCED TO:
1. Preliminary Hearing 08 2. Bond 10,000.00	
2	AUG 2 9 2001
3. DISPOSITION(s) (If more than one, indicate for which charge.)	JULIE H. HALFACKE, CIRCUIT-CLERK
□ NO BILLED	BY
☐ CASE PRESENTED — PROSECUTION REFUSED	Day(s) County Jail and \$ & Costs
DISMISSED AT TIME OF EXAMINING TRIAL	Month(s) County Jail &\$ & Costs
DISMISSED BY STATE'S MOTION	Month(s) Probation
SENTENCED TO YEARS IN (NAME OF INSTITUTION)	Year(s) Probation
AND / OR SFINE	Month(s) Probation & \$ & Costs
CONCURRENT WITH OTHER	Month(s) and Sentence Suspended
CONSECUTIVE WITH OTHER	Year(s) and Sentence Suspended
REMARKS: Sound Oule M St	one fully
DISPOSITION DATE: SIGNATURE OF PE	ASON WRITING DISPOSITION
INSTR	RUETIONS
REASON FOR THIS FORM: The U.S. Supreme Court has ruled that unles must be DELETED from the Subject's record and transcript.	is a disposition is shown for an arrest and for the charge, then that arrest
OFFICER who files charges and prepares the necessary follow up report w upper portion is ESSENTIAL. It MUST be completed in detail.	III PREPARE A DISPOSITION SHEET. The information requested in the
OFFICER delivering the Offense Report and any Supplement Reports to the	Prosecutor will make certain that a completed Disposition Shoet is

PROSECUTOR, for REASONS stated in paragraph one, is URGED to complete their portion of the form immediately after Court Disposition.

included with the reports.

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Willie J.	HEMIPHILL	DDB 09-10-71 B/M
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INDICTMENT

THE STATE OF MISSISSIPPI

VERSUS

CAUSE NO. 2001-0118CR

WILLIE HEMPHILL

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING §97-23-93

THE STATE OF MISSISSIPPI COUNTY OF MONTGOMERY

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, OCTOBER 2001 TERM Grand Jury Sworn and Empaneled October 1, 2001

The Grand Jurors of the State of Mississippi, taken from the body of good and lawful citizens of said county, elected, summoned, empaneled, sworn and charged to inquire in and for the county aforesaid, at the term aforesaid of the Court aforesaid, in the name and by the authority of the State of Mississippi, upon their oath present that

WILLIE HEMPHILL

late of Montgomery County, Mississippi, on or about the 24th day of August, 2001, in the county and state aforesaid and within the jurisdiction of this Court, did wilfully, unlawfully and feloniously take possession of Two (2) cartons of New Port 100's cigarettes, a further and more complete description being to the Grand Jury unknown, which were held by, offered, or displayed for sale by Wal-Mart Stores of America, Inc., a corporation, d/b/a Wal-Mart Store #215, located in Winona, Mississippi, the said defendant having then and there the intention and purpose of converting said merchandise to his own use without paying the purchase price therefor, and the defendant having been at least twice previously convicted of shoplifting upon charges separately brought and arising out of separate incidents at different times within seven (7) years of August 24, 2001; such convictions more particularly described as follows:

- 1. Convicted of shoplifting on August 13, 1994, in the Municipal Court of Winona, Mississippi, as reflected in the records of said Court in Docket Book 1-9408-2696.
- 2. Convicted of shoplifting on December 17, 1996 in the Municipal Court of Winona, Mississippi, as reflected in the records of said Court in Docket Book 3-9608-4233.

3. Convicted of shoplifting on December 17, 1996, in the Municipal Court of Winona, Mississippi, as reflected in the records of said Court in Docket Book 3-9608-4211.

all of the above being in violation of Miss. Code Ann., § 97-23-93, and against the peace and dignity of the state of Mississippi.

Endorsed: A True Bill

Foreman of the Grand Jury

Asst District Attorney

THE STATE OF MISSISSIPPI

CAPIAS Cause No. 2001-0118CR

TO THE SHERIFF OF MONTGOMERY COUNTY-GREETINGS:

WE COMMAND YOU to take the bod y of Willie Hempfill.	a Na	
O CLOCMRCF	1	T.
Vaiden Mo	ÿ.	
if to be found in your County, and Le safely keep, so that you have Lim. before	our	Circuit
Court, at the Court room thereof in the City of Winona, on October 8 at 10:00 A. M. then and there to answer to the State of Mississippi, on a charge of Lelony Phoplitting	, 20	01:
· · · · · · · · · · · · · · · · · · ·		12.
HEREIN FAIL NOT, and have you then and there this Writ.		
Witness, Julie Halfacre Clerk of our said Court, with	the	scal of
his office affixed, at Winona, Mississippi, this the		day of
Aulie I Halfacre	· ·	, Clerk
By Clese Reals		, D. C.

INDICTMENT

THE STATE OF MISSISSIPPI

VERSUS

CAUSE NO. 2001-0118CR

WILLIE HEMPHILL

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING §97-23-93

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WILLIE HEMPHILL

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all of the above being in violation of Miss. Code Ann., § 97-23-93, and against the peace and dignity of the state of Mississippi.

Endorsed: A True Bill

Foreman of the Grand Jury

Asst. District Attorney

FILED

USEP, 0.7.2001

JULE H. HALFACRÉ COCCUT CLERK

CERTIFYING STAMP

I hereby certify that the foregoing, is a true copy of the original trierest now in my officer

CIRCUIT CLERI

BY:______D.C.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY STATE OF MISSISSIPPI No. 2001-0118CR

STATE OF MISSISSIPPI, Plaintiff v. WILLIE HEMPHILL, Defendant

ASSERTION OF RIGHT TO A SPEEDY TRIAL

COMES NOW, Willie Hemphill, by counsel, and asserts pursuant to the Fourth, Fifth, Eighth and Fourteenth Amendments to the United States Constitution; Article 3, §§ 5, 14, 15, 21, 22, 23, 24, 25, 26, 27, 28, 29, 31 & 32 of the Mississippi Constitution; and, Barker v. Wingo, 407 U.S. 514, 530, 92 S.Ct. 2182, 33 L. Ed. 2d 101 (1972), that the State of Mississippi give the defendant a speedy trial in this cause. In support thereof, defendant states as follows:

- Defendant was arrested on a charge of felony shoplifting on or about August 24,
 2001.
- In accordance with the laws of this state and nation, the 6th Amendment to the United States Constitution and Article III Section 26 of the Mississippi Constitution, defendant is entitled to receive a speedy trial.

WHEREFORE, defendant moves that this Court grant to defendant a speedy trial in the above numbered and styled cause.

FILED

Respectfully Submitted:

H. LEE BAILEY, JR.

Counsel for defendant

H. LEE BAILEY, JR. MSB NO. 01691 P. O. BOX 133 WINONA, MISS. 38967 (662) 283-1177

CERTIFICATE OF SERVICE

I, H. Lee Bailey, Jr., do hereby certify that I have this day personally mailed a true and correct copy of the above and foregoing Motion to Require a Speedy Trial to the Hon. Walter Bleck, Assistant District Attorney, 5th Circuit Court District, P. O. Box 1262, Grenada, Mississippi 38902-1262.

This the 4 day of October, 2001.

H. LEE BAILEY, JR.

FILED

ALFACRE, PIRCUIT CLERK

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY STATE OF MISSISSIPPI No. 2001-0118CR

STATE OF MISSISSIPPI, Plaintiff v.
WILLIE HEMPHILL, Defendant

MOTION FOR DISCOVERY

COMES NOW, defendant, Willie Hemphill, in the above styled and numbered cause, by and through counsel, and files this his motion for discovery and requests disclosure by the State of Mississippi without further court order of the following:

- 1. Names and addresses of all witnesses in chief proposed to be offered by the prosecution at trial, together with a copy of the contents of any statement, written, recorded or otherwise preserved of each such witness and the substance of any oral statement made by any such witness.
- Copy of any written or recorded statement of the defendant and the substance of any oral statement made by the defendant.
 - 3. Copy of the criminal record of the defendant, if proposed to be used to impeach.
- 4. Any reports, statements, or opinions of experts, written, recorded or otherwise preserved, made in connection with the particular case and the substance of any oral statement made by any such expert.
- 5. Any physical evidence and photographs relevant to the case or which may be offered in evidence.
 - Any exculpatory material concerning the defendant.

Respectfully submitted:

H. LEE BAILEY, JR.

Counsel for defendant

CERTIFICATE OF SERVICE

I, H. Lee Bailey, Jr., counsel for the defendant, do hereby certify that I have this day personally handed a true and correct copy of the above and foregoing motion for discovery to Hon. Walter Bleck, Assistant District Attorney, P. O. Box 1262, Grenada, Mississippi 38901.

This the 4 day of October, 2001.

H. LEE BAILEY, JR.

H. LEE BAILEY, JR. ATTORNEY AT LAW P. O. BOX 133 WINONA MISS. 38967 (662) 283-1177

FILED

0 C/T. 0 4/2001/ Jaco

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY STATE OF MISSISSIPPI No. 2001-0118CR

STATE OF MISSISSIPPI, Plaintiff v.
WILLIE HEMPHILL, Defendant

DEMURRER

COMES NOW, Willie Hemphill, by counsel, and submits to this Court his demurrer to the indictment filed herein against him. The objections contained in this demurrer are for a defect appearing on the face of the indictment and shall be taken before the issuance of the venire facias in capital cases, and before a jury shall be impaneled in all other cases, Section 99-7-21 of the Mississippi Code of 1972, as amended. In support of his thereof, defendant assigns as grounds as follows:

- 1. The indictment fails to supply the information required by *Rule 7.06 URCCC*, and the indictment is so vague and ambiguous and does not apprise the defendant of the charge against him with sufficient specificity to permit him to adequately prepare with his defenses, and to plead any judgment in the instant cases as a bar to any later proceedings against him based on the same alleged offense in contravention of the double jeopardy clause of the Fifth Amendment to the United States Constitution made applicable to the states by the Fourteenth Amendment and Article 3, § 22 of the Mississippi Constitution.
- 2. The prior convictions listed in the indictment are insufficient to sustain the charge against defendant in that:

- (A) The first prior conviction relied on by the state is more than 7 years old and is to be disregarded pursuant to Section 97-23-93 (8) MCA.
- (B) The third alleged conviction relied on by the state is not a conviction in City Court as alleged, but a preliminary hearing which was held by that court on December 17, 1997.
- 3. Since the indictment does not contain sufficient prior convictions, the indictment is defective.

Respectfully Submitted:

counsel for defendant

H. LEE BAILEY, JR. MSB NO. 01691 P. O. BOX 133 WINONA, MISS. 38967 (662) 283-1177

CERTIFICATE OF SERVICE

I, H. Lee Bailey, Jr., do hereby certify that I have this day personally handed a true and correct copy of the above and foregoing Demurrer to the Hon. Walter Bleck, Assistant District Attorney, 5th Circuit Court District, P. O. Box 1262, Grenada, Mississippi 38902-1262.

This the $\sqrt{5}$ day of October, 2001.

2001-0118

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI

The Circuit Court of Montgomery County, Mississippi, having been duly opened on Wednesday, October 3, 2001, with His Honor, Judge Joseph H. Loper, Jr., Circuit Judge, Fifth Circuit Court District of Mississippi, presiding, the following transactions of business were had, to-wit:

CAUSE NO. 2001-0115-CR, ANGELA COFFEE, indicted on a charge of FIRST DEGREE ARSON, was arraigned and entered a plea of not guilty. The defendant was found to be indigent and unable to employ counsel in this matter. Honorable Lee Bailey was appointed as counsel. Said representation to continue until final disposition of this matter in this Court, or in the event of an appeal, through final disposition in the Supreme Court of Mississippi or the Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal are assessed to Montgomery County. Bond was set \$20,000.

CAUSE NO. 2001-0116-CR, CHRISTOPHER MERRITT A/K/A ERIC

CHRIS MERRITT A/K/A CHRIS MERRITT, indicted on the charge of SALE OF

SCHEDULE II CONTROLLED SUBSTANCE, TWO COUNTS, was arraigned and
entered pleas of not guilty. The defendant was found to be indigent and unable to employ
counsel in this matter. Honorable Lee Bailey was appointed as counsel. Said
representation to continue until final disposition of this matter in this Court, or in the
event of an appeal, through final disposition in the Supreme Court of Mississippi or the
Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal

are assessed to Montgomery County. Bond was set at \$5,000.

CAUSE NO. 2001-0117-CR, JOHN HEMPHILL, JR., indicted on a charge of BURGLARY OF A DWELLING, was arraigned and entered a plea of not guilty. The defendant was found to be indigent and unable to employ counsel in this matter.

Honorable Lee Bailey, Montgomery County Public Defender, was appointed as counsel. Said representation to continue until final disposition of this matter in this Court, or in the event of an appeal, through final disposition in the Supreme Court of Mississippi or the Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal are assessed to Montgomery County. Defendant is not eligible for bond.

CAUSE NO. 2001-0118-CR, WILLIE HEMPHILL, indicted on the charge of FELONY SHOPLIFTING, was arraigned and entered a plea of not guilty. The defendant was found to be indigent and unable to employ counsel in this matter. Honorable Lee Bailey was appointed as counsel. Said representation to continue until final disposition of this matter in this Court, or in the event of an appeal, through final disposition in the Supreme Court of Mississippi or the Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal are assessed to Montgomery County. Bond was set at \$10,000.

CAUSE NO. 2001-0119-CR, QUINCY LOGGINS, indicted on the charge of MOTOR VEHICLE THEFT, was arraigned and entered a plea of not guilty. The defendant was found to be indigent and unable to employ counsel in this matter.

Honorable Lee Bailey was appointed as counsel. Said representation to continue until

final disposition of this matter in this Court, or in the event of an appeal, through final disposition in the Supreme Court of Mississippi or the Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal are assessed to Montgomery County. Bond was set at \$5,000.

CAUSE NO. 2001-0121-CR, MOSES FLOWERS, JR., indicted on a charge of POSSESSION OF CONTROLLED SUBSTANCE: COCAINE, was arraigned and entered a plea of not guilty. The defendant was found to be indigent and unable to employ counsel in this matter. Honorable Lee Bailey, Montgomery County Public Defender, was appointed as counsel. Said representation to continue until final disposition of this matter in this court, or in the event of an appeal, through final disposition in the Supreme Court of Mississippi or the Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal are assessed to Montgomery County. Bond was set at \$25,000.

CAUSE NO. 2001-0068-CR, ADRIAN SANDERS, indicted on a charge of SHOOTING INTO A DWELLING HOUSE, was arraigned and entered a plea of not guilty. The defendant was found to be indigent and unable to employ counsel in this matter. Honorable Lee Bailey was appointed as counsel. Said representation to continue until final disposition of this matter in this court, or in the event of an appeal, through final disposition in the Supreme Court of Mississippi or the Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal are assessed to Montgomery County. Bond was set at \$20,000.

CAUSE NO. 2001-0085-CR, MORRIS FORREST, indicted on a charge of SALE OF SCHEDULE II CONTROLLED SUBSTANCE, was arraigned and entered a plea of not guilty. The defendant was found to be indigent and unable to employ counsel in this matter. Honorable Ray Baum was appointed as counsel. Said representation to continue until final disposition of this matter in this Court, or in the event of an appeal, through final disposition in the Supreme Court of Mississippi or the Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal are assessed to Montgomery County. Bond was denied.

CAUSE NO. 2001-0091-CR, MORRIS FORREST A/K/A BOOKE A/K/A
BOOKIE, indicted on a charge of SALE OF SCHEDULE II CONTROLLED
SUBSTANCE: COCAINE, was arraigned and entered a plea of not guilty. The defendant was found to be indigent and unable to employ counsel in this matter. Honorable Ray
Baum was appointed as counsel. Said representation to continue until final disposition of this matter in this Court, or in the event of an appeal, through final disposition in the
Supreme Court of Mississippi or the Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal are assessed to Montgomery County. Bond was denied.

CAUSE NO. 2001-0081-CR, DANNY HOBBS, indicted on a charge of SALE OF COCAINE, A SCHEDULE II CONTROLLED SUBSTANCE, was arraigned and entered a plea of not guilty. The defendant was found to be indigent and unable to employ counsel in this matter. Honorable Ray Baum was appointed as counsel. Said

representation to continue until final disposition of this matter in this Court, or in the event of an appeal, through final disposition in the Supreme Court of Mississippi or the Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal are assessed to Montgomery County. Bond was set at \$10,000.

CAUSE NO. 2001-0120-CR, CONSIMEON GROSS, indicted on a charge of POSSESSION OF MARIJUANA, was arraigned and entered a plea of not guilty. The defendant was found to be indigent and unable to employ counsel in this matter. Honorable Lee Bailey was appointed as counsel. Said representation to continue until final disposition of this matter in this Court, or in the event of an appeal, through final disposition in the Supreme Court of Mississippi or the Court of Appeals, if assigned to said court. If this matter is appealed, all costs of appeal are assessed to Montgomery County. Bond was set at \$10,000.

The Court does hereby Order that a copy of the within be both spread upon the Minutes of this Court and placed within each cause number file.

SO ORDERED this the _____ day of October, 2001.

CIRCUIT COURT JUDGE

OCT 2 & 2001 / COCHE

BY INC TO BOOK SERVICE

BY INC T

#2001-0118CR

To:

Mrs. Halfarce; Legal Asst.; Informed me are (MSB)

(IRGENT) Rege 1 of 2 Nov. 13,2001

I, Willie Hamphill; No. 2001-0118 CR: Would like to Request a different Public Defender because it is clear to me that Attorney; H. Lee Bailey, JR. has and is not Representing me to the best of his Ability. Lee Bailey has tried to force me to take a Plea Bargin of G-Months on an Indictment that is Defective; Lan act. 3, 2001; I informed him that my Indictment was Defective). He has taken it appen himself to put my case off until April 2000; because I wouldn't take the Plea Bargin and give him a bonus.

Attorney Lee Boiley has never even asked me Anything about what happened the day this Alleged Crime happened or anything else that may help in Defending me; He only wants to get me some time as a Porsonal Faver that Jerry Yates asked him to do which was heard by several Inmetes that were clients of Bailey's (I have names if you need them) On Oct. 15, 2001; when Bailey tried to force a Plea on me evithout even showing me Any Evidence presented by the State which I asked him for since Sept. 2001;

When he finally did draw up a Demyrrer on Oct. 15, 2001; 12-Days after I had informed him and me missing 2-Court Dates to appear before the Judge. 10-8 + 10-11 2001. he made several mistates in the Demurrer No. 2 CB) he Jump from 1st conviction to 3rd and put 1997 istead of 1996 as stated on my Indictment (2001-0118CR). I asked for a Bond Reduction also I have been Incerated over 80-Days For 2-Cartons of Newports Not even in evidence and

P. 2 of 2 Nov. 13, 2001 held on 9 10,000.00 Bond. I feel I am being Denied Due Process by Inaffective Concil H. Cre Bailey, JR. & MSB NO. 01691.

> By Due Process; I should have appeared before the Judge and had my case Dismissed; But Lee Bailey has not allowed me to go in front of the Judge. On my Indictment signed by you (Mrs. Halfacre) that the State, County, and Sween Grand Jury took outh to try me on I have a Court Appearance Oct. 8, 2001. (10:00 A.M.) , Judge appointed Octo 11, 2001; and Lee Bailey's Secretary told me Det. 18, 2001; that's 3-Different times Lee Bailey Denied me Due Process and Failed to show me my Motion of Discovery.

If my case cannot be Dismissed right away : would you please appoint someone to request me a Bond Redevetion. I have over 80-Days in on eshaplifting charge that only holds Hears Ay as Evidence 10,000.00 is to much for FILED me to come up with; Please Respond to me as soon as possible,

Thank you and God Bless Jou P.S. I wrote D.A. Doug Evens of these action and was feld after my family went to talk to him that he Couldn't do anything unless My Attorney Brought this intermetion to hom. Please Help Me, God knows This Is Not Right! Mis represented Willie Hamphill

Client Willie Hemphill

X

Lincuit Clerk (MSB) Julie Halfacre JULIE H. HALFACRE, CIRCUIT CLERK NOV 1 3 2001 CORRECTIONAL FACIL ののとつくとのの知の en Ms 39176 CARROLL/MONTG NOV 1 2 Willie Hemohil C. M. R. C. F.

Honorable; Judge of the 5th District
Nov. 20, 2001
Request to the Circuit Court My Attorney . H. Lee Bailey is refusing my call and seems not to want to help me in any way with my Case. No. 2001-0118 CR. I would like to Request a Bond Reduction; My Bond is entirely to high and for Reasons not understood by me my Indictment was Defective and had a Court Date set for Oct. 8, 2001; which you changed to Oct. 11, 2001; My Bond is \$10.000.00 on a Shoplifting Charge, But the Items I am accused of Shaplifting are not in Evidence. The Officiers that arrested me Returned those I tems to the Merchant after they found them on the Ground , they were never in my Possesion. I have been in Jail 90-Days on this 10,000,00 Bond when my case has been fouled-up so much by Improper Police Procedure and A Falsely Printed; Grand Jury Sworn Indictment that the Juross took an outh to try me on that I Can't Stand Trial on as it is; Therefore; I Would like to Metion for a Dismissal or Bond Reduction. Would You Please Respond to this letter or have my 110,000.00 Bond Reduced: The 3-Prior Conviction listed on my Indictment D Convicted Aug 13, 1994; Muricipal Coust: Over 7-years old 2) Convicted Dec 17, 1996; Municipal Court: Never Convicted that Day 3) Convicted Dec. 17, 1996. Mynicipal Court: Never Convicted that Day FILED

Yours Turb/1 Willie Hemphill

NOV 2 6, 2001

JULIE H. HALFACKE, GIRCUIT CLERK

BY Rose Real D.C.

But My Case was Not Heard Willie Hemphill C.M.R.C.F Rt. 2 BOX 240 Vaiden, Ms 39176







CARROLL/ MONTGOMERY REGIONAL CORRECTIONAL FACILITY

FILED NOV 2 6 2001

JULIE H. HALFACKE, CIRCUIT CLERK

Circuit Court Clerk's office P.O. BOX 765 Windna, Ms 38967

% Julie Halfacre

5th District Judge

38967+0765

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY STATE OF MISSISSIPPI No. 2001-0118CR

STATE OF MISSISSIPPI, Plaintiff v.
WILLIE HEMPHILL, Defendant

PETITION TO ENTER PLEA OF GUILTY

The Defendant, after having been first duly sworn, on his/her oath represents and states unto the Court the following:

- 1. My full name is Willie Hemphill, and I am also known as
 _______. I request that all proceedings against me be had in my
 true name. This petition has been read and explained to me by my lawyer, and I
 understand its contents.
 - 2. I am represented by a lawyer, his name is H. Lee Bailey, Jr.
- 3. I wish to plead GUILTY to the charge(s) of felony shoplifting, Section 97-23-93.
- 4. I have told my lawyer all the facts and circumstances known to me about the charges against me. I believe that my lawyer is fully informed on all such matters. My lawyer has counseled and advised me on the nature of each charge, on any and all lesser-included charges, and on all possible defenses that I might have in this case.
- 5. My lawyer has advised me as to the probabilities of my conviction on the charge(s) with which I am charged and thoroughly discussed all aspects of my case with me. My lawyer has made no threats or promises of any types or kind to induce me to enter this plea of guilty, and the decision to seek the entry of this plea is my own and mine alone, based on my own reasons and free from any outside coercive influences.
- 6. I understand that I may plead Not Guilty to any offense charged against me. Also, I understand that, if I choose to plead Not Guilty, the Constitution guarantees me:
 - a. the right to a speedy and public trial by jury;

- b. the right to see, hear, face in open court all witnesses called to testify against me; and the right to cross-examine those witnesses.
- c. the right to use the power and process of the Court to compel the production of any evidence, including the attendance of any witness(es) in my favor;
- d. the right to have the assistance of a lawyer at all stages of the proceedings;
- e. the presumption of innocence, i.e., the State must prove beyond a reasonable doubt that I am guilty; and
- f. the right to take the witness stand at my sole option, and I understand that, if I do take the witness stand, the jury may be told that this shall not be held against me.

Knowing and understanding the Constitutional guarantee set forth in this paragraph, I hereby waive them and renew my desire to enter a plea of Guilty.

7. I know that if I plead Guilty to this (these) charge(s), the possible sentence is 0 (minimum) to 5 (maximum) years imprisonment per count and/or a fine of \$0.00 (minimum) to \$1,000.00 (maximum) per count or both on each count.

I also know that the sentence is up to the Court, and that the Court is not required to carry out any understanding made by me and my attorney with the District Attorney, and further, that the Court is not required to follow the recommendation of the District Attorney, if any. The District Attorney will take no part other than providing to the Court police reports and other factual information as requested by the Court, and the District Attorney shall make no recommendations to the Court concerning my sentence except as follows:

5 years; after serving 3 months and 22 days to be placed on post release supervision for 4 years 8 months; payment of all court costs, fees, assessments and restitution. Credit for time Alwed,

8. I have been convicted of no felonies in this or any other state or of the United States, except as follows:

Shoplifting

9. I am ___ am not ___ presently on probation or parole. I understand that by pleading guilty in this case this may cause revocation of my probation or parole, and that this could result in a sentence of ____ years in that case. I further understand that if my probation or parole is revoked, any sentence in that case may be consecutive to or in addition to any sentence in this case.

10. I am 30 years of age. I have gone to school up to and including the grade. My physical and mental health is presently satisfactory. At this time, I

- 11. I declare that no officer or agent of any branch of government, Federal, State, or local, has made any promise or suggestion of any kind to me, or within my knowledge to anyone else, that I will receive a lighter sentence, or probation, or any other form of leniency if I plead Guilty, except those set forth in this plea bargain agreement.
- 12. I believe that my lawyer has done all that anyone could do to counsel and assist me. I AM SATISFIED WITH THE ADVICE AND HELP HE HAS GIVEN ME. I recognize that if I have been told by my lawyer that I might receive probation or a light sentence, this is merely his prediction and is not binding on the Court.
- 13. I plead Guilty and request the Court to accept my plea of Guilty and to enter my plea of Guilty on the basis of (set forth involvement in crime):

The allegations set forth in the indictment are true and correct.

- 14. I OFFER MY PLEA OF GUILTY FREELY AND VOLUNTARILY AND OF MY OWN ACCORD AND WITH FULL UNDERSTANDING OF ALL THE MATTERS SET FORTH IN THE INDICTMENT AND IN THIS PETITION AND IN THE CERTIFICATE OF MY LAWYER WHICH FOLLOWS.
- 15. In the event the Court places me on supervised probation or post conviction release status, I state for the record that I have fully read and understand and agree to the following terms thereof.
 - a. commit no offense against the laws of this state or any state of the United States or of the United States;
 - b. avoid injurious or vicious habits and avoid persons or places of disreputable or harmful character;
 - c. support all dependents;
 - d. work faithfully at suitable employment so far as possible.
 - e. not possess or consume any alcoholic beverages, nor go into or remain about any place where alcoholic beverages are sold as a primary sale item, and not possess, or use any controlled substance not lawfully prescribed by a physician.
 - f. submit to any type of breath, saliva or urine chemical analysis test, the purpose of which is to detect the possible presence of alcohol or any substance prohibited or controlled by the laws of this or any state of the United States or of the United States.
 - g. report to the Department of Corrections as directed by it;
 - h. permit the Field Officer to visit me at home or elsewhere;
 - I. remain within the State of Mississippi unless authorized to leave on proper

application therefor; j. waive extradition to the State of Mississippi from any jurisdiction in or outside the United States and agree not to contest any effort by any jurisdiction to return me to the State of Mississippi. k. pay to the Department of Corrections the sum of \$25.00 per month by "certified check", or "money order" until discharged from supervision, and 1. pay restitution, attorney's fees, court costs and assessments as outlined above. 16. In the event that the Court places me on the intensive supervision program (house arrest), I state for the record that I have fully read, understand and agree to the following terms of intensive supervision: (a) The participant shall remain within the interior premises or within the property boundaries of his or her residence at all times during the hours designated by the correctional field officer. (b) Approved absences from the home may include, but are not limited to, the following: (I) Working or employment approved by the court or department and traveling to or from approved employment; (ii) Unemployed and seeking employment approved for the participant by the court or department; (iii) Undergoing medical, psychiatric, mental health treatment, counseling or

other treatment programs approved for the participant by the court or

(iv) Attending an educational institution or a program approved for the

approved for the participant by the court or department; or

(c) Any participant in the intensive supervision program who engages in

(v) Participating in community work release or community service program

(vi) For another compelling reason consistent with the public interest, as

employment shall pay a monthly fee to the department for each month such person is enrolled in the program. The department may waive the monthly fee if the offender

(d) The participant shall admit any correctional officer into his residence at any time for purposes of verifying the participant's compliance with the conditions of his

(e) The participant shall make the necessary arrangements to allow for correctional officers to visit the participant's place of education or employment at any time, based

(f) The participant shall acknowledge and participate with the approved electronic monitoring device as designated by the department at any time for the purpose of

upon the approval of the educational institution or employer, for the purpose of verifying the participant's compliance with the conditions of his detention.

department:

detention.

participant by the court or department;

approved by the court or department.

is a full-time student or is engaged in vocational training.

verifying the participant's compliance with the conditions of his detention.

- (g) The participant shall be responsible for and shall maintain the following:
 - 1. A working telephone line in the participant's home;
 - 2. A monitoring device in the participant's home, or on the participant's person or both; and
 - 3. A monitoring device in the participant's home and on the participant's person in the absence of a telephone.
- (h) The participant shall obtain approval from the correctional field officer before the participant changes residence.
- (I) The participant shall not commit another crime during the period of home detention ordered by the court or department.
- (j) Notice shall be given to the participant that violation of the order of home detention shall subject the participant to prosecution for the crime of escape as a felony.
- (k) The participant shall abide by other conditions as set by the department.

SIGNED AND SWORN TO BY ME on this the day of December, 2001, with the full knowledge that every person who shall wilfully and corruptly swear, testify, or affirm falsely to any material matter under any oath, affirmation, or declaration legally administered in any matter, cause or proceeding pending in any court of law or equity shall, upon conviction, be punished as provided by law.

WITNESS: Defendant

H. Lee Bailey, Jr., Attorney

for Defendant

STATE OF MISSISSIPPI COUNTY OF MONTGOMERY Welsten

SWORN TO AND SUBSCRIBED BEFORE ME, this the day of December, 2001.

NOTARY PUBLIC

MY COMMISSION EXPIRES:

CERTIFICATE OF COUNSEL

The undersigned, as lawyer and counselor for the above Defendant, hereby certifies:

- 1. I have read and fully explained to the Defendant the allegations contained in the indictment in this case;
- To the best of my knowledge and belief the statements, representations, and declarations made by the Defendant in the foregoing petition are in all respects accurate and true;
- I have explained the minimum and maximum penalties for each count to the Defendant, and consider him/her competent to understand the charges against him/her and the effect of his/her petition to enter a plea of guilty;
- 4. The plea of Guilty offered by the Defendant in this petition accords with my understanding of the facts he/she related to me and is consistent with my advise to the Defendant.
- 5. In my opinion, the plea of Guilty as offered by the Defendant in this petition is voluntarily and understandingly made, and I recommend that this Court accept the defendant's plea.
- 6. Having discussed this matter carefully with the Defendant, I am satisfied, and I hereby certify that, in my opinion, he/she is mentally and physically competent; there is no mental or physical condition which would affect his/her understanding of these proceedings; further, I state that I have no reason to believe that he/she is presently operating under the influence of drugs or intoxicants. (Any exceptions to this statement should be stated by Counsel on the Record).

Signed by me in the presence of the Defendant above named and after fully discussion of the contents of this certificate with the Defendant on this, the /8 day of December, 2001.

ATTORNEY FOR THE DEPENDANT

SSN	
RACE B	
SEX M	
DOB 9-10-71	
PLACE OF BIRTH Moingoineur Lo.	
LAST KNOWN RESIDENCE 612 alice Have,	
Windra	
ALIEN REGISTRATION/IMMIGRATION NO. (if applicable)	-):
COUNTRY OF CITIZENSHIP USA	
FBI,SID,ETC. #	



CLARENCE E. MORGAN, III

CIRCUIT JUDGE FIFTH JUDICIAL DISTRICT P. O. Box 721 Kosciusko, Mississippi 39090

COUNTIES: Attala Carroll Choctaw Grenada Montgomery Webster Winston

December 18, 2001

Tel. No. 662-289-2033
Facsimile: 662-289-2033
Court Reporter:
Linda F. Burchfield
662-258-7436
Court Administrator:
Patricia Stantz
662-289-2033

The Honorable Julie H. Halfacre Circuit Court Clerk Post Office Box 765 Winona, Mississippi 38967

Re: State vs. Willie Hemphill, Cause No. 2001-0118-CR

Dear Ms. Halfacre:

I have enclosed a judgement rendered this day in the above styled cause. Please file this judgement, and please stamp this letter to return to me for our files. If you have any questions, please call me. Thank you.

Sincerely,

Patricia M. Stantz Court Administrator

ps

Enclosure

DEG 20 2001
JULIE H. HALFACRE, CHRUIT GLERK
BY Rose Scalor.C.

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI STATE OF MISSISSIPPI

VS

CAUSE NO. 2001-0118-CR

WILLIE HEMPHILL

JUDGEMENT

On December 18, 2001, in open court came the district attorney, the defendant in his own proper person and the defendant's counsel, the defendant having been charged by indictment with the **FELONY CRIME OF SHOPLIFTING**, and for plea thereto, the defendant entered a plea of guilty. Thereafter, the court advised the defendant of all his legal and constitutional rights in the premises, and of the consequences of such plea; and after the defendant freely, voluntarily and intelligently waived his constitutional rights, and after the defendant admitted upon direct questioning that he is guilty of the crime to which he has pleaded guilty, the said plea of guilty was and is accepted by the court.

IT IS, THEREFORE, ORDERED that the defendant, WILLIE HEMPHILL, be and he is hereby sentenced to serve a term of five (5) years with the Mississippi Department of Corrections. After the defendant has served a period of three (3) months and twenty-two (22) days, the Mississippi Department of Corrections is hereby ordered to place him in a program of post-release supervision pursuant to Section 47-7-34 of the Mississippi Code of 1972 for a period of four (4) years and two hundred fifty-three (253) days, provided the defendant has abided by all of the rules and regulations of the Mississippi Department of Corrections during his period of incarceration. The defendant is ordered to pay restitution, all court costs, fees, and assessments in this matter.

The defendant is to be given credit for time served.

The following are terms of supervised probation and post-release supervision:

(a) commit no offense against the laws of this or any state of the United States or of the United States;

HH 586

- (b) avoid injurious or vicious habits and avoid persons or places of disreputable or harmful character;
- (c) support all dependents;
- (d) work faithfully at suitable employment so far as possible;
- (e) not possess or consume any alcoholic beverage, nor go into or remain about anyplace where alcoholic beverages are sold as a primary sale item, and not possess or use any controlled substance not lawfully prescribed by a physician;
- (f) submit to any type of breath, saliva or urine chemical analysis test, the purpose of which is to detect the possible presence of alcohol or any substance prohibited or controlled by the laws of this or any state of the United States or of the United States;
- (g) report to the Department of Corrections as directed by it;
- (h) permit the Field Officer to visit him at home or elsewhere;
- (i) remain within the State of Mississippi unless authorized to leave on proper application therefor;
- (j) waive extradition to the State of Mississippi from any jurisdiction in or outside the United States and agree not to contest any effort by any jurisdiction to return defendant to the State of Mississippi;
- (k) pay to the Department of Corrections the sum of \$30.00 per month by "certified check" or "money order" until discharged from supervision;
- (l) pay restitution, attorney's fees, court costs and assessments as outlined above.
- (m) The defendant is not to operate a motor vehicle until he/she has been issued a valid driver's license.

The defendant is remanded to the custody of the Sheriff to await transportation.

SO ORDERED this the 18th day of December, 2001.

FILED

DEC 2 0 2001 ULIEH. HALFACKE, GROUT CLERK

	The state of the s	STATE OF ME	CONTOCILLI	A Property of the second
In the Circuit Court of:	Montgomery	County	Cause/Case No	2001-0118CR

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78	100 (80 (7)	18
THE MISSISSIPPI DEP	ARTMENT OF	CORRECTIONS:

	NOTICE OF			
You are hereby notified that presiding, the following dispos	at the Vacation	20 0 term of crime(s) hereinafter d	f the Circuit Court, Jud escribed:	goClarence E Morgan II
I. A. Disposition(s) Reported (Check all that apply)	1: Prisoner Commitmen	at Suspended Senter	ice/Probation	Dismissal Provisional Sentence (Complete A-1 If checked)
A-1. Provisional Senter (Compliance/Non-Complian constitutes Finel Dispositi	ce Order			Sentenced under Shock ProbationCounty
B. Conviction as Result of			ordays of (
		1.50	ial Revocation	
1		1		
II. Name Willie Her	nphill	Alias n/q		
SSN_	6/2 alice Ln. Win	Black Sex ona MS 38967	Male_Date of B	irth 9/18/7/
Place of Birth Mon at	meril a. MS	0114 143 3846	Country of Citizen	nship_USA
Place of Birth Montgr Alien Registration/Imm	igration #		FBI #	
III. Count I Charge Felony	Shaplifting			
MS Code \$ 97-23-95	, , ,	Orig. Case#	Agency	
Count II Charge				
And the control of th			Agency	
			Agency	,
	1			
IV. Date of Sentence Decen	,		3.5	ese charge[s])
Sentence(s) Initially Imposed			; *(
County on Dames Clds	Deale Company of the	ortion of Sentence suspended (Yn/Mos)	To be served on Probation (Ym/Mos)	Other Disposition (See Legend on Reverse Skle)
County 3 mg	s = 22 days	aspended (mission)	4 yrs 253 days	
Count II			post-release	- j
			supervision	
· ·	to	run concurrent with		
		run consecutive with		
Conditions/Designation of Ser	ntence: OHabitual OPsych	ological/Psychiatric LIA	Icohol/Drug Treatment/Testin	ng Uother
V. Confined in Jail			_ to	
[On This/These			_ to	
Charges Only]			_ to	-
			_ to	
Released on Bond Pending A Defendant Currently Housed			_ to	
VI. Fine \$		•	D#-	•
Court Costs \$ 270.50	Indigent Fee Attorney Fee		Restitution Other Fees	
Conditions of Payment - de	Cendant to be a	iven credit for		
fees, assessment				
Send Prisoner Commitments, Prov	ricianal Cantonaa			
Orders and Revocation C				
Director of Records	INS Liaison		**	
MDOC P. O. Box 88550	MS Supreme Court P. O. Box 117		1 1. 41 41 A	
	Jackson, MS 39205-0117		Julie H Halfa	ore
Send Suspended Sentence/Probat Sentence Orders and Rev			Circuit Clerk	
	INS Liaison		By: Case Seals	. X
MDOC	MS Supreme Court		new Seroustron	20, 2001
	P. O. Box 117 Jackson, MS 39205-0117		Date: Occurre	SCINS Form CR1-8/31/94
	INS Llaison (Above Address)	• 1		MS Code Ann. §

STATE OF MISSISSIPPI DEPARTMENT OF CORRECTIONS RECORDS DEPARTMENT

Date: DECEMBER 21,2001	
Honorable CLARENCE MORGAN	
District 5	
P.O. BOX 721	
KOSCIUSKO,MS 39090	
RE: Name: WILLIE HEMPHILL	
Register Number: R0677	
Offense(s): SHOPLIFTING	_
County of Conviction; MONTGOMERY	x
Cause Number(s): 2001-0118CR	
Dear Judge	
above named subject. In accordance with House Bill #565 to amend 4 the Mississippi Code, 1972, we are required by law to inform you prisoner named above will be released on EXPIRATION SENTENCE DECEMBER 21,2001	7-7-17 of that theon
Please forward immediately direct to this office, any commitments in the above cause number.	not reflected
Respectfully,	1.55
Cheryl Britt Director of Records	
CB/LS	# · · · · · · · · · · · · · · · · · · ·
DISTRICT ATTORNEY CIRCUIT CLERK MONTGOMERY CO SHERIFFS DEPT. P.O.BOX 1262 P.O.BOX 765 P.O.BOX 346 GRENADA,MS 38902 WINONA,MS 38967 WINONA,MS 38967	POLICE DEPT. 608 SUMIT ST WINONA,MS 3896

P.O. BOX 880 * PARCHWAN, MISSISSIPPI 38738

1	IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI
2	
3	STATE OF MISSISSIPPI
4	v. No. 2001-0118-CR
5	WILLIE HEMPHILL
6	
7	******************
8	
9	DEFENDANT'S PLEA OF GUILTY IN OPEN COURT IN WALTHALL,
10	MISSISSIPPI, ON DECEMBER 18, 2001, BEFORE HIS HONOR, JUDGE
11	CLARENCE E. MORGAN, III, CIRCUIT JUDGE, FIFTH CIRCUIT
12	DISTRICT OF THE STATE OF MISSISSIPPI, TO A FELONY CHARGE OF
13	SHOPLIFTING.
14	
15	********************
16	APPEARANCES:
17	
18	Present and Representing the State:
19	HONORABLE WALTER BLECK
20	ASSISTANT DISTRICT ATTORNEY
21	GRENADA, MISSISSIPPI
22	
23	Present and Representing the Defendant:
24	HONORABLE LEE BAILEY
25	MONTGOMERY COUNTY PUBLIC DEFENDER
26	WINONA, MISSISSIPPI JULIE H. HALFACRE CIRCUIT CLERK
27	By Rose Leab D.C.
28	Reported by Linda F. Burchfield, C.S.R. #1019

1	(THE DEFENDANT WAS SWORN BY THE CLERK OF WEBSTER
2	COUNTY IMMEDIATELY PRIOR TO THE START OF THESE PROCEEDINGS.)
3	BY THE COURT: This is cause number 2001-118,
4	State of Mississippi versus Willie Hemphill. It is out of
5	the Circuit Court of Montgomery County. He is charged with
6	the felony crime of shoplifting. He has heretofore entered
7	a plea of not guilty to this cause. He is now before the
8	Court on a petition to enter a plea of guilty. He is
9	represented by Lee Bailey. Mr. Bailey, did you prepare this
10	petition for the Defendant?
11	BY MR. BAILEY: Yes, sir.
12	BY THE COURT: Did you go over it with him and
13	explain it to him?
14	BY MR. BAILEY: Yes, sir.
15	BY THE COURT: Did you tell him what the State
16	would have to prove in order to convict him of this charge?
17	BY MR. BAILEY: Yes, sir.
18	BY THE COURT: Did you discuss wait a minute.
19	Did you tell him he is charged with felony shoplifting?
20	BY MR. BAILEY: Yes, sir.
21	BY THE COURT: Did you tell him what the State
22	would have to prove in order to convict him of that?
23	BY MR. BAILEY: Yes, sir.
24	BY THE COURT: Did you discuss with him possible
25	defenses that he might have?
26	BY MR. BAILEY: Yes, sir.
27	BY THE COURT: Did he read this petition, or did
28	you read it to him?

BY MR. BAILEY: I read it to him, and he read it

1	himself.
2	BY THE COURT: Did you explain to him his
3	constitutional rights as contained in paragraph six of the
4	petition?
5	BY MR. BAILEY: Yes, sir.
6	BY THE COURT: And the fact that he would waive
7	those by entering a plea of guilty?
8	BY MR. BAILEY: Yes, sir.
9	BY THE COURT: Did you explain to him the minimum
10	and maximum sentence on this charge?
11	BY MR. BAILEY: Yes, sir.
12	BY THE COURT: Do you think his change of plea is
13	free and voluntary?
14	BY MR. BAILEY: Yes, sir.
15	BY THE COURT: Mr. Hemphill, how old are you?
16	BY THE DEFENDANT: Thirty.
17	BY THE COURT: How much education do you have?
18	BY THE DEFENDANT: Eleventh.
19	BY THE COURT: Can you read and write?
20	BY THE DEFENDANT: Yes, sir.
21	BY THE COURT: Did you read the petition to enter
22	a plea of guilty?
23	BY THE DEFENDANT: Yes, sir.
24	BY THE COURT: Did you understand it?
25	BY THE DEFENDANT: Yes, sir.
26	BY THE COURT: Are the things in it true?
27	BY THE DEFENDANT: Yes, sir.
28	BY THE COURT: Did you sign it?
29	BY THE DEFENDANT: Yes, sir.

BY THE COURT: Before I can accept your plea of guilty, there are certain of your constitutional rights which I must advise you of and which you will waive by entering a plea of guilty. Do you understand you have the right to a public and speedy trial by jury?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: Do you understand you have the right to call into court witnesses to testify for you?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: Do you understand you have the right to cross-examine anybody that testifies against you?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: Do you understand that you have the right to testify but that you also have the right not to?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: Do you understand if you don't testify, I will tell the jury they can't hold that fact against you?

BY THE DEFENDANT: Yes.

BY THE COURT: Do you understand you have a right to a lawyer at all stages of the prosecution?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: Do you understand that I will instruct the jury that they must presume that you are innocent until such time as the State proves your guilt beyond a reasonable doubt?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: Do you understand that all twelve

jurors would have to find you quilty beyond a reasonable 1 2 doubt before they could return a verdict against you? BY THE DEFENDANT: Yes, sir. 3 BY THE COURT: Do you understand if you were 4 5 convicted by a jury, you would have a right to appeal that conviction to the Mississippi Supreme Court, and if you 6 couldn't afford the costs of the appeal, I would appoint an 7 8 attorney to represent you, and all the costs would be paid 9 by the state? 10 BY THE DEFENDANT: Yes, sir. 11 BY THE COURT: Do you understand you waive all 12 those rights by entering a plea of guilty? 13 BY THE DEFENDANT: Yes, sir. 14 BY THE COURT: Do you understand that you are 15 charged with felony shoplifting? 16 BY THE DEFENDANT: Yes, sir. 17 BY THE COURT: Have you talked to Mr. Bailey about 18 that? 19 BY THE DEFENDANT: Yes, sir. BY THE COURT: Did he tell you what the State 20 21 would have to prove in order to convict you of that? 22 BY THE DEFENDANT: Yes, sir. 23 BY THE COURT: Did he discuss with you possible defenses that you might have? 24 25 BY THE DEFENDANT: Yes, sir. 26 BY THE COURT: Are you satisfied with his representation of you? 27 BY THE DEFENDANT: Yes, sir. 28 BY THE COURT: After your discussions with him, is 29

it your own decision to enter a plea of quilty? 1 BY THE DEFENDANT: Yes, sir. 2 BY THE COURT: Has anybody threatened you, coerced 3 you, or used any physical violence against you to get you to 4 5 enter a plea of quilty? 6 BY THE DEFENDANT: No, sir. 7 BY THE COURT: Has anybody promised you anything, given you anything of value or any hope of reward in order 8 to get you to enter a plea of guilty? 9 10 BY THE DEFENDANT: No, sir. BY THE COURT: Are you presently under the 11 12 influence of drugs or alcohol or undergoing any mental 13 treatment? 14 BY THE DEFENDANT: No, sir. 15 BY THE COURT: Do you understand that there is no 16 minimum sentence for this charge and a maximum sentence of 17 five years; no minimum fine and a maximum fine of a thousand 18 dollars? 19 BY THE DEFENDANT: Yes, sir. 20 BY THE COURT: I will hear from the State on the factual basis of the charge. 21 BY MR. BLECK: Thank you, Your Honor. 22 cause number 2001-0018-CR go to trial, the State would prove 23 that Mr. Willie Hemphill, late of Montgomery County, 24 Mississippi, on the 24th day of August, 2001, in Montgomery 25 County, Mississippi, and within the jurisdiction of this 26

Court, did willfully, unlawfully and feloniously take

property of Wal-Mart Stores of America, Inc., doing

possession of two cartons of Newport 100 cigarettes of the

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28

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business as Wal-Mart Store number 215 in Winona,
Mississippi, having then and there the intention to convert
said merchandise to his own use without paying the price
therefore, and he has had within the past seven years of
August the 24th, 2001, two convictions, at least two
convictions for shoplifting; one of those being a conviction
on August 13, 1994, in the Municipal court of Winona,
Mississippi, as reflected in Docket Book number 1-9408-2696;
a conviction on the 17th of December, 1996, in the Municipal
Court of Winona as reflected in Docket Book 3-9608-4233; and
a conviction for shoplifting 17th day of December, 1996, as
reflected in the Municipal Court of Winona's Docket Book
number 3-9608-4211.

BY THE COURT: You have heard what the State intends to prove in the event this case would go to trial. Did you do those things?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: Are you pleading guilty to these charges because you are, in fact, guilty of them?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: You expect the State to make a recommendation as to the type sentence you should receive.

Do you understand I don't have to accept that and may instead impose any sentence allowed by law?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: Do you understand nobody can guarantee you any early release, probation or parole? If you are sentenced to a term of incarceration, you might have to serve the whole thing?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: On the charge of felony shoplifting, how do you plead -- guilty or not guilty?

BY THE DEFENDANT: Guilty.

BY THE COURT: Mr. Bailey, do you know of any reason I shouldn't accept the Defendant's plea?

BY MR. BAILEY: No, sir.

BY THE COURT: I find that the Defendant's plea is freely and voluntarily given, that there is a factual basis for the charge, and I accept the Defendant's plea of guilty. Has the State got a recommendation?

BY MR. BLECK: Yes, Your Honor, if I could see the petition for one second. (Pause) Okay, he is to be sentenced to serve a term of five years in the custody of the Mississippi Department of Corrections. After having served three months and 22 days, he is to be placed on post release supervision for the remaining four years and eight months, to pay all court costs, fees, assessments and restitution, and it is part of our agreement that he be given credit for any time he has served.

BY THE COURT: Is that your understanding?

BY MR. BAILEY: Yes, sir.

BY THE COURT: Is that your understanding?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: Okay. I will accept that recommendation. I sentence you to five years with the Mississippi Department of Corrections. After you have served three months and 22 days of that sentence, I order that you be placed on four years post release supervision

for a period of -- you are going to make me do the math,
aren't you? (Pause) Four years and 253 days. I order you
to pay costs, fees, and restitution. Is there restitution?

BY MR. BAILEY: No, sir.

BY THE COURT: Costs and fees associated with this charge. By law, you are entitled to credit for time served. Did you read paragraph 15 of the petition which are the terms and conditions of your post release supervision?

BY THE DEFENDANT: Yes, sir.

BY THE COURT: Do you understand if you violate those, you will have to go serve the four years and 253 days?

BY THE DEFENDANT: Yes, sir.

BY MR. BAILEY: Judge, I was talking to the parole officer this morning, and he said that if the words "credit for time served" is included in the order, that Mr. Hemphill will be able to get out immediately instead of waiting to be processed through the M.D.O.C.

BY THE COURT: Okay. We need to put that in the judgment. Immediately is going to mean when I get this judgment done.

BY MR. BAILEY: Right.

BY THE COURT: -- which will probably be this week. Okay.

PROCEEDINGS CONCLUDED

COURT REPORTER'S CERTIFICATE

STATE OF MISSISSIPPI COUNTY OF MONTGOMERY

I, Mrs. Linda F. Burchfield, Official Court Reporter for the Fifth Circuit Court District of the State of Mississippi, do hereby certify that the foregoing 9 pages are a true, correct, complete and full transcription of my stenotype notes and tape recording taken in this matter, and that I have transcribed the same to the best of my skill and ability.

I do further certify that my certificate annexed hereto applies only to the original certified transcript. The undersigned assumes no responsibility for the accuracy of any reproduced copies not made under my control or direction.

This the 11 day of January, 2002.

Kinda J. Burchfield

LINDA F. BURCHFIELD, C.S.R. 1019

Official Court Reporter

46 Still Water Circle

Eupora, Mississippi 39744

MISSISSIPPI DEPARTMENT OF CORRECTIONS AFFIDAVIT

VIOLATION OF SUPERVISION CAUSE NO. 2001-0118-CR

Before meC. E. Morgan, III , Judge of the 5th Court in and for Montgomery
County, Mississippi, personally came Ellis Bevis , Field Officer, who, being
first duly sworn, says that Willie Hemphill , offender herinafter referred to as
the aforesaid, on the 18th Day of December 2001, entered a plea of Guilty to the
offense of Felony Shoplifting in the 5th Court of Montgomery
County, which Court withheld adjudication of guilt and imposition of sentence and place
the aforesaid under the supervision of the Mississippi Department of Corrections for a
term of 4 years 253 days of Post Release Supervision Year (s), in accordance with the provision of MISSISSIPPI CODE OF
1972, ANNOTATED, SECTION 99-15-26.
It Further appearing that the aforesaid has not properly conducted ${\color{blue} h\underline{im}}$ self , but
has violated the conditions of his supervision in a material respect by:
Condition K: Pay monthly Supervision Fees to MS Dept. of Corrections to wit: as of this date Hemphill owes \$150.00 in back supervision fees to MS Dept. of Corrections; Condition L: Pay Court Ordered fines and fees to the Clerk to wit: Hemphill has made no payments and owes the Clerk's Office a total of \$270.50;
Ellis Bevis Zels Los
FIELD OFFICER
$\sim \sim $
SWORN TO AND SUBSCRIBED BEFORE ME THIS OF DAY OF MOCH A.D.
C. K. M. Dyen on
JUDGE OF THE 5th COURT
IN AND FOR Montgomery COUNTY

CERTIFYING STAMP

I hereby certify that the foregoing is a true copy of the original thereof now in my office.

ATTEST.

CIRCUIT CLERK

" selly line o.

JUN 0,3 2902

JUN 0,3 2902

JOHN HALFACKE, CHROLIT CLERK

BY Sky Few D.C.

II 397

MISSISSIPPI DEPARTMENT OF CORRECTIONS WARRANT FOR ARREST OF OFFENDER

CAUSE NO. 2001-0118-CR

IN THE NAME OF THE STATE OF MISSISSIPPI, AND PEACE OFFICERS OF THE STATE OF MISSISSIPPI

WHEREAS, Ellis Bevis has mad	e oath before me that on the 18th Day
of December A.D.2001, one Willie Hemphill	MDOC#R0677 herinafter
referred to as the aforesaid, entered a plea of	Guilty to the offense of
Felony Shoplifting in the 5th	Court of Montgomery County,
which Court withheld adjudication of guilt and	imposition of sentence and placed him
under supervision of the Mississippi Department	of Corrections for a term of dyna 23 day Year
in accordance with the provisions of MISSISSIPPI COD	E 1972, ANNOTATED, SECTIONS 47-7-3.
& 47-7-35 & 99-15-26.	
It further appearing that the aforesaid ha	s not properly conducted him self , but
has violated the conditions of his supervisio	n in a material respect by:
Condition G: Report to MS Dept. of Corrections as directed to wi	t: Hemphill last reported as directed on 1/2/02 and has not
reported again as of this date; Condition H: Permit his Field Officer to visit him at home or else	where to wit: Several attempts to locate Hemphill at his last
stated place of residence have been unsucessfull and his whereabo	outs are unknown;
Condition K: Pay monthly Supervision Fees to MS Dept. of Corresponding Supervision fees to MS Dept. of Corrections;	ections to wit: as of this date Hemphili owes \$150.00 in back
Condition L. Pay Court Ordered fines and fees to the Clerk to wit	: Hemphill has made no payments and owes the Clerk's
Office a total of \$270.50;	FILED
	JUN 0 3,2002,
	Million St. Italla
	JUZIE H. HALFACRE, CIRCUIT CLERK
	BY Dest Jen D.C.
You are hereby authorized to arrest instan	ter the aforesaid and bring him
before me to be dealt with according to law.	1
GIVEN UNDER MY HAND AND SEAL THIS DAY OF	May 202.
	1 = M .
× .	C. K. W. OTOM, I'V
CERTIFYING STAMP	
I Dorel	JUDGE OF THE 5th COURT
is a true copy of the original thereof	IN AND FOR Montgomery COUNTY
ATTEST: ALLOW MAN	
CIRCUIT CLERK	



STATE OF MISSISSIPPI DEPARTMENT OF CORRECTIONS Pelicia Hall, Commissioner

Audrey McAfee Deputy Administrator Chief Information Office (601) 359-5636 5676(FAX)

March 11, 2019

MDOC Records Department P.O. Box 24388 Jackson, MS 39225

Dear Sir or Madam,

Pursuant to your request, enclosed please find the requested documents regarding the inmate records of Willie James Hemphill/ MDOC# R0677. Please be advised that our office does not handle medical record requests nor does this office handle any records regarding misdemeanor offenses.

If this office can be of any further assistance, please feel free to contact us at 601-933-2889, extension 6054.

Respectfully,

La Tisha K. Lockhart

CORR Records Supervisor of Operations

LKL

633 NORTH STATE STREET · JACKSON, MISSISSIPPI 39202 PHONE: (601)359-5600 · FAX: (601)359-5624

CERTIFICATE OF RECORDS

STATE OF	Mississippi)		
) 5	SS.	
COUNTY OF	Hinds)		
Central Record	S,			
I, LaTis	sha K. Lockhart, hereby certify	y tha	at I am the Projects Officer III, of the	corrections
department of t	he State of Mississippi, situated i	in the	e county and State aforesaid, that in my le	gal custody
as such officer	are the original files and recor	ords c	of persons heretofore committed to said	Mississippi
Department of	Corrections; that the Institution	onal	Record attached hereto are copies of t	he original
records involvi	ng Willie James Hemphill/ M	MDO	C# R0677 a person committed to said	corrections
department and	who served a term of impriso	onme	ent therein; that I have compared the for-	egoing and
attached copies	with their respective originals no	ow o	n file in my office and each thereof contain	ns, and is, a
full, true and co	rrect transcript and copy from its	s said	d original.	
			1243 1	1
IN WIT	NESS WHEREOF, I have hereur	into s	et my hand and seal this day of	and
2019.			WILL STATE	
				AR.
			Che In	STATE OF
		,	Modella	
			LaTisha K. Lockhart	OF COL
		1	Miss. Dept. of Corrections, Operations Div	vision
Sworn to a	nd subscribed before me this		day of	2019.
o nom to a	and business before the this		auj 01	20171
			Notary Public	

Mississippi Department of Corrections

Offender Number: R0677

Date of Birth

Height:

Weight:

SSN:

Location: LEFLORE CC

Term to Serve: 0 Y, 3 M, 22 D

Court Ordered Status:

Statutory Parole Date:

Parole Set Off Date:

Name: HEMPHIL, WILLIE J

FBI Number:

Race: BLACK Sex: MALE

Hair Color: Eye Color: UNKNOV

Complexion: Build:

Custody: PROBATION Entry Date:

Tent. ERS Date:

Tentative Release: 06/26/1998

Status: INACTIVE PROBATION/PAR

Parole Revocation Hearing Date:

Sent #	Cause Number	Offense	Date Sentenced	County of Conviction	cc/cs	Number of Days for Booking
1	DATACONV-1	SHOPLIFTING	04/18/1997	MONTGOME	RY 2/0	428
Bookin	g Number: A		Term Suspend	nce: 1 Y, 6 M, ed: 00 Y, 00 M, 0 tion: 0 Y, 24 M,	00 D	
2	DATACONV-1	SHOPLIFTING	04/18/1997	MONTGOME	RY 0/0	Laur
Bookin	g Number: A		Term Suspend	nce: 1 Y, 6 M, ed: 00 Y, 00 M, 0 tion: 0 Y, 24 M,	00 D	~~ ~
1 Bookin	DATACONV-1 g Number: B	SHOPLIFTING	Term Suspend	MONTGOME nce: 2 Y, 0 M, ed: 00 Y, 00 M, 0 tion: 0 Y, 0 M, 0	0 D	684
1 Bookin	DATACONV-1 g Number: C	SHOPLIFTING	12/18/2001 Term of Senter Term Suspend	MONTGOME nce: 0 Y, 3 M, ed: 00 Y, 00 M, 0 tion: 0 Y, 56 M,	RY 0/0 22 D 00 D	112

Mississippi Department of Corrections Offender Data Sheet

Photo Not Available

Picture Date:

FBI Number:

Complexion:

Hair Color:

Last Name: HEMPHIL

Offender Number: R0677

Date Of Birth:

Height:

SSN:

Weight:

Scars/Marks/Tattoos:

Custody: PROBATION Location: LEFLORE CC

Location Change Date: 12/05/2003 Custody Date: 07/12/1999

Medical Class: 1

Level of Care: Custody Status Reason: NEW PRISONER

Facility Restriction:

Custody Level: B

Term to Serve: 0 Y, 3 M, 22 D

Court Ordered Status: Statutory Parole Date:

Parole Set Off Date:

Parole Revocation Hearing Date:

**Denotes charges have an associated modifier:

Sent#

Offense

Date

County

Term

CC/CS

SHOPLIFTING

12/18/2001 MONTGOMERY

0 Y, 3 M, 22 0/0

First Name: WILLIE J

Eye Color: UNKNOWN

Entry Date:

Status: INACTIVE PROB/PAR

Tent. ERS Date:

Tentative Release: 12/21/2001

Race: BL Sex: M

Build:

Mississippi Department of Corrections Inmate Time Sheet

Offender: HEMPHIL, WILLIE J R0677

Housing: NORTH CC, LEFLORE CC

Computation Date: 12/07/2003 00:00

Date Printed:

03/11/2019 16:41

S	P	n	1	e	r	10		P	S	۰
•	~		,,				•	·	•	۰

DATE	CAUSE/COUNT_OFFENSE	COMMITTEE	COUNTY	SERVE	HOUSE	PROBATI	ON HAB	DEFERRED	OVERRIDE	CONCURRENT	CONSECUTIVE
12/18/01	DATACONV- 2303:SHOPLIF	ING 08/24/01	Montgomery	3M 22D		56M	N				

First Time Offender

Pre Trial/Pre Sentence Jail Time:

FROM	TO	DAYS	
08/24/01	12/18/01	116	

Total Jail Time: 109

Override: 109

Computation Details:

DESCRIPTION

12/18/01 DATACONV-1/1 2303:SHOPLIFTING 3M 22D

Summary:

Begin Date

House Arrest Date Parole Date

ERS Date

Tentative Discharge Max Discharge

12/21/2001

End Date

08/31/2001

Total Term To Serve: 3M 22D

Total Earned Time: 0D

Earned Time Lost: 0D

Total MET Earned: 0D

12/21/2001

12/18/2006 Total Trusty Time Earned:

Comments:

Mississippi Department of Corrections Inmate Time Sheet

Offender: HEMPHIL, WILLIE J R0677

Housing: NORTH CC, LEFLORE CC

Computation Date: 12/07/2003 00:00

Date Printed:

03/11/2019 16:41

S	e	n	te	n	C	es	1

DATE	CAUSE/COUNT OFFENSE	COMMITTED	COUNTY	SERVE	HOUSE	PROBATION HAB	DEFERRED	OVERRIDE	CONCURRENT CO	ONSECUTIVE
10/12/98	DATACONV- 2303:SHOPLIFTING	08/21/96	Montgomery	2Y		N				

1/1

First Time Offender

Pre Trial/Pre Sentence Jail Time:

FROM	To	DAYS	
09/09/98	10/12/98	33	

Total Jail Time: 33

Override: 0

Computation Details:

DATE	DESCRIPTION	
10/12/98	DATACONV-1/1 2303:SHOPLIFTING 2Y	
08/12/99	Loss Of Earned Time 08/12/99 30D 34821	
12/16/89	Credit For Time Served 12/16/99 : 8D 8-20/8-28-98	
03/29/00	Into Trusty Status 03/29/00 : 39D ERS - 19D	

Summary:

Begin Date House Arrest Date Parole Date ERS Date Tentative Discharge Max Discharge End Date

09/09/1998 05/25/2000 07/24/2000 09/01/2000

Total Term To Serve: 2Y Total Earned Time: 109D Earned Time Lost: 30D Total MET Earned: 0D Total Trusty Time Earned:

Comments:

Mississippi Department of Corrections

Inmate Time Sheet

Offender: HEMPHIL, WILLIE J R0677

Housing: NORTH CC, LEFLORE CC

Computation Date: 12/07/2003 00:00

Date Printed:

03/11/2019 16:42

Sentences:

DATE	CAUSE/COUNT OFFENSE	COMMITTED	COUNTY	SERVE	HOUSE	PROBAT	ON HAB	DEFERRED	OVERRIDE	CONCURRENT CONSECUTIVE
04/18/97	DATACONV- 2303:SHOPLIFTING		Montgomery	1Y 6M		24M	N		9	DATACONV- 2/2
04/18/97	DATACONV- 2303 SHOPLIFTING		Montgomery	1Y 6M		24M	N			

First Time Offender

Pre Trial/Pre Sentence Jail Time:

FROM	TO	DAYS		
	Total Jail Time:	0	Override:	0

Computation Details:

 DATE
 DESCRIPTION

 04/18/97
 DATACONV-1/1 2303:SHOPLIFTING 1Y 6M CC with DATACONV-2/2

04/18/97 DATACONV-2/2 2303:SHOPLIFTING 1Y 6M

Summary:

Begin Date House Arrest Date Parole Date ERS Date Tentative Discharge Max Discharge End Date

02/23/1997 04/25/1998 06/26/1998 08/23/1998

Total Term To Serve: 1Y 6M Total Earned Time: 0D Earned Time Lost: 0D Total MET Earned: 0D Total Trusty Time Earned:

Comments:

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, MISSISSIPPI

STATE OF MISSISSIPPI

VS

CAUSE NO. 7453

(). ·

WILLIE J. HEMPHIL

JUDGMENT

On April 18, 1997 into open court came the district attorney, the defendant in his own proper person and the defendant's counsel, the defendant having been charged by indictment with the FELONY CRIME OF SHOPLIFTING, and for plea thereto, the defendant entered a plea of guilty. Thereafter, the court advised defendant of his legal and constitutional rights in the premises, and of the consequences of such a plea; and after the defendant freely, voluntarily and intelligent waived his constitutional rights, and after the defendant admitted upon direct questioning that he is guilty of the crime to which he has pleaded guilty, the said plea of guilty was and is accepted by the court.

IT IS, THEREFORE, ORDERED, that the defendant, WILLIE J. HEMPHILL, and for such crime specified above, be and he is hereby sentenced to serve a term of FIVE (5) YEARS with the Mississippi Department of Corrections, THREE AND ONE-HALF (3 1/2) YEARS suspended for FIVE (5) YEARS beginning upon his release from incarceration with ONE AND ONE-HALF (1 1/2) YEARS to serve. The defendant shall be placed on supervised probation for a period of TWO (2) YEARS.

FURTHERMORE, the defendant is to pay all court costs, assessments and a fine in the amount of \$500.00 within one year of his release from incarceration.

The following are terms of supervised probation:

- a) commit no offense against the laws of this or any state of the United States or of the United State;
- b) avoid injurious or vicious habits and avoid persons or places of disreputable or harmful character;
 - c) support all dependents;
 - d) work faithfully at suitable employment so far as possible;
- e) not possess or consume any alcoholic beverage, nor go into or remain about any place where alcoholic beverages are sod as a primary sale item, and not possessor use any controlled substance not lawfully prescribed by a physician;
- f) submit to any type of breath, saliva or urine chemical analysis test, the purpose of which is to detect the possible presence of alcohol or any substance prohibited or controlled by the laws of this or any state of the United States or of the United States;
 - g) report to the Department of Corrections as directed by it;
 - h) permit the Field Officer to visit him at home or elsewhere;
- i) remain within the State of Mississippi unless authorized to leave on proper application therefor:
- j) waive extradition to the State of Mississippi from any jurisdiction in or outside the United States and agree not to contest any effort by any jurisdiction to return defendant to the State of Mississippi;
- k) pay to the Department of Corrections the sum of \$20.00 per month by "certified check" or "money order" until discharged from supervision;
 - 1) pay fine, court costs, and assessments as outlined above;

The terms of the Suspension of Sentence are the same as those of Supervised Probation except items (g), (h), and (k).

The defendant is remanded to the custody of the Sheriff to await transportation.

SO ORDERED this the day of April, 1997.

CTRCUIT COURT MIDGE

FILED

ABR 2 1 1997

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DCNO, IN,	INMATE	FILE			
DOC NO NAME RO677A HEMPHILL	WILLIE J	DATE OF	BYRTH	RACE SEX BL/M	MSP NO 000000
SENT DATE: 04/18/97 OFFENSE: SHOPLIFTING	BEGAN: 02/23/	97 LENGTH		6MO	CS-CC: CC
WEAPON: NONE		HAB: NO CO	OUNTY OF	CONV: MONTO	COMERY
SENT DATE: 04/18/97 OFFENSE: SHOPLIFTING	BEGAN: 02/23/	97 LENGTH		6MO	cs-cc:
WEAPON: NONE		HAB: NO CO	OUNTY OF	CONV: MONTO	GOMERY
SENT DATE: OFFENSE:	BEGAN:	LENGTI			CS-CC:
WEAPON:		HAB: CO	OUNTY OF	CONV;	
ENTRY TYPE: NEW PRISON	on chemony	LEVEL: B	TENTAT	IVE RELEASE	: 06/26/98
ENTRY TYPE: NEW PRISON ENTRY DATE: 05/30/97	CUSTODY			DETAINERS:	0
PHYSICAL LOCATION: MON		RELEASE		EXPIRATION/	PROB.
LOC CHANGE DATE: 04/27 FOR PAGE 2 PRESS ENTER	/98	RELEASE	DATE:	06/26/98	
	1 10.254.			SPTN009	1/10

COUNTY Montgomery	DATE 4-18-1997
OFFENSE felony crime of shoplifting	TERMSyrsw/3 yrs Susp TERMSyrsw/3 yrs
REC. MDOC	B&P susp QC
DISP. DISCHARGED JUN 2 & 1998	

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**** MISSISSIPPI DEPARTMENT OF CORRECTIONS *****
- SENTENCE COMPUTATION -
 DCOSTD40
                                                                                              DCOSED41
Jul 11,00
                                                                                              7 more >
                                              Offender Number: 00000R0677 B
Dape / Time: 07/11/2000 10:56 (6 OF 6)
 *Action ():
                                         Last: HEMPHILL
  First: WILLIE J
  Nbr Offense
                                                                 CC/CS Group C/O
   1 2303 SHOPLIFTING
                                                             RID: N House Arrest: N A+D: N
Date of Birth: 09 10 1971
                           09/09/1998
  Sentence Begin:
  Parole Date:
  ERS Date: 05/25/2000 
Tentative Dischg: 07/24/2000 
Maximum Discharge: 09/01/2000
                                                             Total Earned Time: 109D
Earned Time Lost: 30D
Reason Reworked: ER
SHOPLIFTING
User: DCO15643
Enter-PF1--PF2--PF3--PF4--PF5--PF6--PF7--PF8--PF9--PF10--PF11--PF12--
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                       1 Sess-1
                                       10.254.9.23
                                                                           MSPTN009
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DCOSTD40 **** MISSISSIPPI DEPARTMENT OF CORRECTIONS ***** DCOSED42 < 1 more - SENTENCE COMPUTATION -6 more > Offender Number: 00000R0677 B Sentence 1 *Action (): Date / Time: 07/11/2000 10:56 (6 OF 6) Name: WILLIE J HEMPHILL Offense: 2303 SHOPLIFTING Term: 2Y 0M 0D CC/CS: Age When Crime Committed: 24 Mandatory: N Habitual: N Sex Crime: N RID: N House Arrest: N A+D: N Age when Crime Committed: 24
Crime Committed: 08 21 1996 Date of Sentence: 10 12 1998 C
Custody Date: ______ Sentence Segin: ______ Override NON-HABITUAL / NON-MANDATORY Parole: 1 YR 256 DAYS : 85% OF TERM OF SENTENCE 0 YRS 109 DAYS ERS: Enter-PF1---PF2---PF3---PF4---PF5---PF6---PF7---PF8---PF9---PF10--PF11--PF12--confm help retrn quit flip calc bkwrd frwrd print left right main MSPTN009 1/1 1 Sess-1 10.254.9.23

***** MISSISSIPPI DEPARTMENT OF CORRECTIONS *****
- SENTENCE COMPUTATION -DCOSED46 DCOSTD40 < 2 more 5 more > Offender Number: 00000R0677 B Date / Time: 07/11/2000 10:56 (6 OF 6) *Action (): Name: WILLIE J HEMPHILL ----- Pretrial Detention ------End Date Credit Start Date 09 / 09 / 1998 10 / 12 / 1998 10 Override (Y/N) _ Total Credit ___33 Remarks Enter-PP1---PF2---PF3---PF4---PF5---PF6---PF7---PF8---PF9---PF10--PF11--PF12--confm help retrn quit flip calc bkwrd frwrd print left right main confm help retrn quit 1 Sess-1 10.254.9.23 MSPTN009

*Action (): Name: WILLIE	J HEMPHILL		Offender Number: 00000R0677 Date / Time: 07/11/2000	
Date		avs *Code	Postings	1 2 3
1 08 12 1999			LOSS OF EARNED TIME 34821	x
2 12 16 1999		8 79_	CREDIT FOR TIME SERVED 8-20/8-28-98	x
3 03 29 2000	•	_39 80_	INTO TRUSTY STATUS ERS - 19D	x
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5				
6	-			
7	-	-		
			-PF6PF7PF8PF9PF calc bkwrd frwrd print le	

	ction ():		-			00000R0677 B T	
Ne	ame: WILL	IE J HEMPHI				07/11/2000 10:5	The state of the s
	Date	Time	Credit	ERS	Parol	e Tentative	Maximum
1		ING (85%)		Taranta'a v	anavarier		
		98 2Y OM OD		05/22/	2000	09/09/200	0 09/09/20
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	08/12/19				2000	09/09/200	0 09/09/20
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	12/16/19	Total Carlotte (Carlotte)		The second second	2000	09/01/200	0 09/01/20
4		STY STATUS	(ERS - 19D				
	03/29/20	00 - 39D		05/25/	2000	07/24/200	0 09/01/20
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RECEIVED						1	DETAINE	20	
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NAME Hemph									
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ALJAS				5.					
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COUNTYMO	ntgomery	_ CAUSE N	107453	DATE OF	FSE	Rev. 4-8	-1999 -18 -19 9	7T	RM 5 yrs
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NO. FELONY CO				Unit	1				Date
						Date	0		Date
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5th									
ESCAPED	CAPTURED	,	RETURNED		-		-	-	
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DCOSTD40 **** Oct 12,99			OF CORRECT	IONS ****	DCOSED41 7 more >
*Action (A):	A		Number: 00	000R0677 B	
First: WILLIE J	L	ast: HEMPA	ILL		
Nbr Offense 1 2303 SHOPLIFT 2 3 C	Ing	Text 52 OM	op cc/cs	Group C/O	
Sentence Begin: Parole Date: ERS Date; Tentative Dischg; Maximum Discharge	11/29/1998 02/28/20036 11/29/20036 : 11/29/20036	हेर्द हेर्ड	Date of I Total Ea Earned T	House Arrest Birth: 09 10 rned Time: 2 ime Lost : aworked: N1	1971
Enter-PF1PF2 confm help retrn ENTER TO ADD NEW R	quit f				
0-60	Sees-1 10	.254.9.23		MSPTNOS5	10/51

SMCI a BIL B

**** MISSISSIPPI DEPARTMENT OF CORRECTIONS ***** DCOSTD40 DCOSED42 - SENTENCE COMPUTATION -< 1 more 6 more > Offender Number: 00000R0677 B *Action (): Sentence 1 Name: WILLIE J HEMPHILL -Date / Time: 10/12/1999 13:38 (1 OF 1) Mandatory: N Habitual: N Sex Crime: N Offense: 2303 SHOPLIFTING Term: 5Y OM OD CC/CS: Age When Crime Committed: 24 RID: N House Arrest: N A+D: N NON-HABITUAL / NON-MANDATORY Parole: 4 YRS 91 DAYS : 85% OF TERM OF SENTENCE 0 YRS 274 DAYS Enter-PF1---PF2---PF3---PF4---PF5---PF6---PF7---PF8---PF9---PF10--PF11--PF12--confm help retrn quit flip calc bkwrd frwrd print left right main confm help retrn quit No action performed MSPTN055 1/1 1 Sess-1 10.254.9.23 4-0

The result will be the tracket

DCOSTD40 ***** MISSISSIPPI DEPARTMENT OF CORRECTIONS ***** DCOSED46 < 2 more - SENTENCE COMPUTATION -5 more > *Action (): Name: WILLIE J HEMPHILL Offender Number: 00000R0677 B Date / Time: 10/12/1999 13:38 (1 OF 1) ------ Pretrial Detention -----Start Date | End Date Credit 1 09 / 09 / 1998 | 12 / 31 / 1998 113 2 03 / 22 / 1999 | 04 / 08 / 1999 17 10 Override (Y/N) Total Credit __130 Remarks Enter-PF1---PF2---PF3---PF4---PF5---PF6---PF8---PF9---PF10--PF11--PF12--flip calc bkwrd frwrd print left right main confm help retrn quit 1 Soss-1 10.254.9.23 MSPTN055 1/1

	Time	 			ate /	Time:	10/12/19	99 13:38	(1 OF 1)
	70000				Date				
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STATE OF MISSISSIPPI Vs.	In the CIRCUIT Court
WILLIE HEMPHILL	MONTGOMERY County, Mississippi
Defendant	No7453
ORDER OF REVOCATION OF	
before the Honorable JOSEPH A. LOPER JR. Judge	
HEMPHILL hereinafter referred to as the aforesaid, was on	the 18TH day of APRIL
A.D. 19 97, convicted of the offence of FELONY SHOPLI	FTING in the CIRCUIT
Court of MONTGOMERY County, which Court se	ntenced him to serve 5 years in the
State Penitentiary and suspended the execution of said sente	
for a term of 2 years, in accordance with the prov. Mississippi, 1956, and	isions of Section 27, Chapter 262, Laws of
It further appearing that the aforesaid has not proper	ly conducted h_IMself, but has violated the
conditions of h IS probation in a material respect by:	
1.BEING TERMINATED FROM EMPLOYMENT. 9/2/9 2.REFUSING TO WORK.9/2/98 3.UNAUTHORIZED AREA AWAY FROM THE CENTER. 4.POSSESSION OF A PROHIBITED ITEM.9/6/98 5.TESTING POSITIVE FOR THE USE OF ALCOHOL	9/6/98
3/13/99. 6.TESTING POSITIVE FOR THE USE OF MARIJUA 7.ABSCONDING SUPERVISION OF THE RESTITUTI	NA.1/12/99. ON CENTER.3/19/99.
FILE	CERTIFYING STAMP
APR 2 1 1999	is a true copy of the original thereof now in my office. ATTEST: CIRCUIT CLERK
MRS. TINA RYAS CIRCUIT CL. IT, THEREFORE, IS ORDERED AND ADJUDGED the	
ought to be revoked and it is hereby revoked in accordance sissippi, 1956, and the said defendant is hereby remanded into	요마님들은 여자 아이들이 되었는데 회사를 가면 되었다. 그 전에 하나 이렇게 됐습니다고 있었다는데 하다 아니라 하는데 하는데 되었다. 아이를 하나 하나 나를 다 없다.
portation to the State Penitentiary.	^
DONE AND ORDERED IN OPEN COURT, this	May of Popil, A.D. 1999.

				00
	ST	ATE OF MISSIS	SSIPPI	PR
In the Circuit Court of _	Montgomory	County	Cause/Case No	7453 2011
	TO THE MISSISSIP	PI DEPARTMEN	T OF CORRECTI	ONS:
	NOTICE OF	CRIMINAL	DISPOSITION	
You are hereby notified presiding, the following d	41 4 -	199 <u>9</u> term	of the Circuit Court, Ju	
I. A. Disposition(s) Rep (Check all that apply)		nent Suspended Sent	ence/Probation Dacquitta	VDismissal Provisional Sentence (Complete A-1 If checked)
A-1. Provisional S (Compliance/Non-Constitutes Finel D	empliance Order		Sentenced under RID Rostitution Center In	Sentenced under Shock Probation County
B. Conviction as Res	ult of: Guitty Plea	☐Guilty Ploa a		Commencement of trial
	□Jury Verdict after	days in	trial Revoca	tion Hearing
II. Name Willie SSN Last Known Rosid Place of Birth Alien Registration	ence	e Black Sex	Male Date of	
III. Count I Charge Fel				
MS Code § 97-3 Count II Charge	3-q3 V	Orig. Case#	Agenc	У
MS Code 5		Orky Caso#	Agenc	у
*Count III Charge MS Code 5		Orig. Case#	Agorx	у
·	osed by Order: Count I 5	Count II	- Annual Control of the Control of t	Count III
Count I Count II Count II Count II Count II Count III	Portion of Sentence to be Served (m.Mon) 5 yvs	Portion of Sentence Suspended (YnuMos)	on Probation (rin/Mos)	Other Disposition (See Legend on Reverse Side)
		to run concurrent with to run consecutive with		
Conditions/Designation	of Sentence: Habitual Ps		Acohol/Drug Treatment/Tes	ting Dother
V. Confined in Jail			bo	
[On This/Those			to	
Charges Only]			to	
Released on Bond Pend Defendant Currently Ho			_ lo	
	Indigent F		Restitution	SERTIFYING STAME
Court Costs \$ Conditions of Payment	Attorney	Fecs \$	Other Fee	I hereby certify that the foregoing, is a true copy of the original thereof
-		Concern	hist meson	now in my office.
Send Prisoner Commitments Orders and Revoca Director of Records MDOC P. O. Box 88550 Pearl, MS 39208-8550	Son Orders for A	PR 2 3 1999	TLETED Sino Pyrki	BY: Peac Seale D.C.
Sentence Orders an Data Operations MDOC 723 North President St.	robation Notices, Provisional d Revocation Orders to: INS Llaison MS Supreme Court P. O. Box 117 97 Jackson, MS 39205-0117		By: Rose Seal Date: April	21,1999 SCHS FORM CRI- 63124

MISSISSIPPI DEPARTMENT OF CORRECTIONS CENTRAL MISSISSIPPI CORRECTIONAL FACILITY JAIL TIME SHEET

NAME Jemphill, Willie J. DOC#_ SOCIAL SECURITY NUMBER	R0671 MSP#
SOCIAL SECURITY NUMBER	RACE BL SEX M DOB
DATES IN JAIL 3-22-99 9-9-98	
DATES IN JAIL 3-22-99	TO Present (Grenada)
9-9-98	TO 12-31-98 - Ctr-Rest.
12-31-98	. то
***************************************	то
NUMBER OF DAYS	
DATA RECEIVED FROM Syreena DATE 4-28-99	DATA RECEIVED BY PMC
DATE 4-28-99	

text emel-(emel-j.t.s)

MISSISS PI DEPARIMENT OF CORRECTIONS CENTRAL MISSISSIPPI CORRECTIONAL FACILITY JAIL TIME SHEET

NAME Temphill, Willie J. DOC# SOCIAL SECURITY NUMBER	R0671 MSP#
SOCIAL SECURITY NUMBER	RACE BL SEX M DOB
DATES IN JAIL 3-22-89	
DATES IN JAIL 3-22-99	TO Present (Grenada) TO 12-31-98-Ch-Pert
9-9-98	TO 12-31-98- Ch-Pert
12-31-98	то
	то
NUMBER OF DAYS	
DATE 4-28-99	DATA RECEIVED BY PMC
DATE 4-28-99	
taxs cract -senect § s.6)	

MISSISS PI DEPARTMENT OF CORRECTIONS CENTRAL MISSISSIPPI CORRECTIONAL FACILITY JAIL TIME SHEET

NAME Temphill, Willie J. DO	OCH RO671 MSPH
SOCIAL SECURITY NUMBER	RACE BL SEX M DOB
DATES IN JAIL 3-22-99	
DATES IN JAIL 3-22-99	TO Present (Grenada) TO 12-31-98-Ch-Peut
9-9-98	10 12-31-98 - Ch-Rest.
12-31-98	то
	or
NUMBER OF DAYS	
DATA RECEIVED FROM Syreena	DATA RECEIVED BY PMC
DATE 4-28-99	
tast cmcf-(cmcf 2.7.5)	

MISSISS PI DEPARTMENT OF CORRECTIONS CENTRAL MISSISSIPPI CORRECTIONAL FACILITY JAIL TIME SHEET

NAME Temphill, Willie J. DOCK	R0677 MSP#
SOCIAL SECURITY NUMBER	RACE BL SEX M DOB
IAIL Montgomery	
DATES IN JAIL 3-22-99	TO Present (Grenada) TO 12-31-98 - Ch-Peut.
9-9-98	TO 12-31-98 - Ch-Pert.
12-31-98	то
	то
NUMBER OF DAYS	
DATE 4-28-99	DATA RECEIVED BY PMC
DATE 4-28-99	
text critef - (critef y t s)	

Hev

Day 70	INMATIL CHIECK LIST		
DOCK_RULET			
HAMIL Hemphill Willie			
DATE OF MINTH			
NACUSTIX PC			
DATE OF SUNTENCES 4-8-19			
OFFENSE: 02 03	HIL CAUSHY		
0 0200			
2)			
31		4:	
4	•		
5)			
CS at CS		363	
LIENOTH OF SENTENCE 5 1785			
COUNTYI			
1)			
2)			
HO. OF SUNTUNCES			
ENTRY TYPE 03			
глюя зинтенсия 99			
MIYSICAL LOCATION 53			
LOCATION CHANGE DATE 3-33-49			
PROHATION TO FOLLOW			-
MANITUAL Q	*		
WEATON		*	
221	0		
KIN O VED O INDICIVITY	MINTO DITTO		
(CRD) Commitment Date: 4-33-9	9	200	
Initial Render	Dulo Dulo	901	
Andli Chock . // A		1 2.	
Approved Date	Disapproved		_
	Problem		

MPLETED

MISSISSIPPI DEPARTMENT OF CORRECTIONS CENTRAL MISSISSIPPI CORRECTION FACILITY RECEPTION AND CLASSIFICATION CENTER

SOCIAL ADMISSION

INTERVIEWED BY:
RECEIVED DATE: 5/2/199 DOC# 13 06 77
NAME: NAME: (LAST/FIRST/MIDDLE) IDENTIFICATION (SEX) (DATE OF BIRTH)
SS#: WEIGHT: 510" WEIGHT: 155 HAIR COLOR: BIK
EYE COLOR: BRA COMPLEXION: DARK
MARKSISCARSDIATTOOS: Surgical Soon on left leg/ lt arm M.D.
IN CASE OF EMERGENCY NOTIFY
NAME RELATIONSHIP ADDRESS
CITY STATE ZIPCODE PHONE:
CRIMINAL DATA
DATE OF ENTRY COUNTY OF SENTENCE TYPE CONVICTION CAUSE# TERM OFFENSE 18199 Frob Mitgines 545 Shipligting
Central Mississippi Page 1

	A / 1	ION CONTINUED	
INMATE'S NAME:	Nemphill, 1	Illio	961
PROBATION TO FO	LLOW		SENTENCE BEGIN
00			1.10
MONTHS	-		- ALK
PAROLE ELIGIBILIT	Y		DISCHARGE
DATE			DATE
1010		.1	M
ACCOMPLICES:	NO 8	ne	
INMATES'S VERSIO	N OF CRIME:	le a quan	
	Stal	a quan	of been
	PRIOR PEC	OPD (EEL ONIES) 4	N
	PRIOR REGI	ORD (FELONIES)	JC
STATE	OFFENSE	TERM	YEAR TERM BEGAN

	JUVENI	LE RECORD 1/K	ć
	OFFENSE	TERM	DATE IN
OAKLEY			***
COLUMBIA			
OTHER		***********	
AGE AT FIRST ARR	est: <u>19</u>		<i>(</i>)
	CRIMINOG	ENIC HISTORY	V
FAMILY MEMBER		,	WOTITUTION.
ARRESTED	OFFENSE	JAIL TERM	INSTITUTION
2000 No. 100 N			
Central Mississippi	Page 2		

SOCIAL ADMISSION CONTINUED
INMATE'S NAME: Xeryhill, Willie
MENTAL HEALTH
HISTORY OF MENTAL ILLNESS: YES: NO:
DATE OF HOSPITAL ADMISSION:
DATE OF OUTPATIENT ADMISSION: FUB - Mar. 99
NAME & LOCATION OF HOSPITALICLINIC: Tife X/ealth Centry
PHYSICIAN'S NAME:
HISTORY OF MENTAL HEALTH PROBLEMS IN THE FAMILY: YES: NO:
ALCOHOL & DRUG USE
DRUG USAGE AGE USAGE RELATED TO METHOD OCCURRED OFFENSE CONSUMED
OTHER FAMILY MEMBERS USERS? YES: NO:
GROUP/GANG AFFILIATIONS
NAME OF GROUP **LOCATION**
RELIGION: Baptist (ATTENDANCE) NONE: SELDOM: REGULAR:
FAMILY DATA
INMATE'S MARITAL STATUS: SINGLE: MARRIED: DIVORCED:
SEPARATED: WIDOWED: NOT LEGALIZED:
SPOUSE (NAME/ADDRESS/PHONE)
PARENT'S MARITAL STATUS: INTACT: DIVORCED: SEPARATED: NOT LEGALIZED:
Central Mississippi Page 3

()	SOCIAL A	DMISSION CONT	TINUED	
INMATE'S NAME: X PO	shill a	Villie		
	,	DEPENDENTS	NK	
NAME		AGE	ADDR	ESS/RESIDE WITH
	-			
				
PLACE OF BIRTH:	MS	_ mont	gonery	Winds
	STATE	MALEY IN	MTY MATERIAL STATE OF THE STATE	CITY
FATHER:		AGE	, and a second	14. 以序列 李 紫白鄉
PHONE /	reality for		IF DESEASED (DA	TE OF DEATH)
MOTHER:				
			2	-19/9/61
PHONE /	CCOMMON	7	ED (D)	ATE OF DEATH)
		SIBLINGS	NR	
NAME	AGE	CITY/STATE	PHONE	OCCUPATION
	· management			
	-			_
/		LITARY SERVICE		
NONE: NON BRANCH:	ORABLE DIS	CHARGE: ARATION DATE: _	OTHER	R DISCHARGE: SERIAL#:
i/	1 th 0 1	EDUCATION	.//	7.1 - [10]
ELEMENTARY : GRADE	is wi	SCHOOL NAME	Cyn,	CITY/STATE
HIGH SCHOOL GED GRAD	16	Way St.	Univ I	Ha Bery, WI
COLLEGE NL	TION	ECHOOL MAR		CHYICTATE
CLASSIFICA Central Mississippi Pa	ge 4	SCHOOL NAME	,	CITY/STATE

SOCIAL ADMISSION CONTINUED
INMATE'S NAME: Himpliell Willied.
EDUCATIONAL GOALS: College
VOCATIONAL INTEREST, Tod. Elect/Carpenty
OCCUPATIONAL HISTORY AND EXPERIENCES: (TWO MOST RECENT)
POUR OCCUPATION: Landscaper DATE OF EMPLOYMENT: FROM: 1995 TO: 1998
EMPLOYER'S NAME Shary Restaurant YOUR OCCUPATION; COCK DATE OF EMPLOYMENT: FROM: 1989 TO: 1994
CAREER GOAL: To return to School, receive a
RECREATIONAL INTEREST AND HOBBIES:

LAST NAME FIRST NA	AME MIDDLE	MDOC NO.		Leave Blank
HEMPHILL, WILLIE J.		R0677		
		*	SEX M RACE B	
Aliases		DATE		
			Class	
Prisoner's Signature		FBI NO.	1	
Willie Hemphil	1		REF	
Official Taking Impressio	ns	SID NO. SID		
D. M. Duffie		200 N22	NCIC CL/	ASS EPC
00		Caution		TITT
	1.1		8	11111
1. Right Thumb	2. Right Index	3. Right Mic	dle 4. Right Ring	5. Right Little
6. Left Thumb	7. Left Index	8. Left Mid	dle 9. Left Ring	10, Left Little

MISSISSIPPI DEPARTMENT OF CORRECTIONS, IDENTIFICATION DIVISION, PARCHMAN, MISSISSIPPI

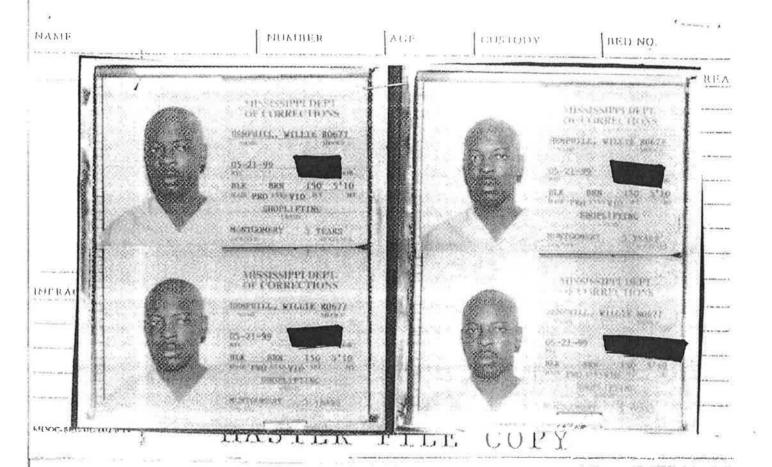
		DATE OF BIRTH		HT. (IN) 5'10"	WEIGHT 150	
			EYES	HA		COMPLEXION
			BROWN BLA		ACK BROWN	
W			BIRTHPLACE		OCCUPATION	
	PHOTO HERE		MS.		LAND	SCAPING
		Value		PER RIGH AND LEG.	T SURGIC	dions D." AND "SWEET CAL SCAR ON LEFT
DATE RECEIVED	COUNTY	T	CRIME		SE	ENTENCE
05-21-99			SHOPLIFTING	\ 1	5 YEARS	
£					, j	
	CRIMII	NAL H	ISTORY			

CMCF -RECORDS-ID Finger Print Card (test 85)cmcf-rec-id

AUSSISSIPTI DEPARTMENT OF CORRECTIONS CENTRAL MISSISSIPT CORRECTIONAL FACILITY INMATE IDENTIFICATION CARD ISSUE FORM

HAME HEMPHILL, WILLIE J. DOCH R0677 DATEISSUED 05-21-99	
THE CMCF LD. CARD IS STATE PROPERTY AND SHALL NOT BE DESTROYED OR DAMAGED IN ANY WAY. NO	.M.
COMPLIANCE WITH RULES RELATING TO THE USE OF YOUR IDENTIFICATION CARD CAN AND WILL RESULT	
DISCIPLINARY ACTION AND/OR LOSS OF PRIVILEGES, LEURTHERMORE UNDERSTAND THAT IF I LOSE, MISPLA	CI;
OR DESTROY THIS LD. CARD, LWILL HAVE TO PAY A \$2.00 REPLACEMENT CHARGE.	
X Willy Fleund 10 ROG 77	
INMATES SIGNATURE	
Bilall	
ISSUED BY	

181 COPY TO IMMATES MASTER PILE 2nd COPY TO LD, DEPT, 3nd COPY TO IMMATE



RED TAG

AND THE PERSON OF THE PERSON O

TO: UNIT ADMIN	
I. Olfender	MDOC #
request that I not be housed with offender	THE CONTRACTOR OF THE CONTRACT
because	
the second control of the control of	
A)	
and the second of the second o	
	The state of the s
SIGNATURE OF INMATE	MDOC #
C Leftore	Cm
WITNESS SIGNATURE	POSITION
Smiller	Cm
WITNESS SIGNATURE	POSITION
*******	*****
Offender WILLIE HEMPHILL	MDOC # R0677
know of no offender that I should not be housed with.	
c will of soil	0
K Willi Fleight	X RO677
SIGNATURE OF INMATE	MDOC #

cc: Central Classification Central Records Unit Files

DATE: 05-21-99

from to include an

COMMITMENT REPORT

RO677-PRO-VIO

EIVED: Month _ 05	Day <u>21</u> Year _	99 COUNTY OF	CONVICTION _	MONTGOMERY
ENSE _SHOPLIFTIN	IG.			
NTENCE _ 5 YEARS _				
TE OF SENTENCE 04	ı−08−99 AFI	FIRMED	PRO. R	REV.
CE BLACK	SEX_MALE	DATE OF BIRTH		AGE27
IGHT5'10	WEIGHT 150		BROWN	BUILD MEDIUM
ES BROWN	HAIR BLACK	MARKS, SCARS, TA		ONS: TATOO ON UPPER LEFT SIDE OF HIP AND
				1
10 - 10 - 10 - 10	pairments: NWO	YSICIAN'S REPORT	RELATION:	
Physical Handicaps/Imp	ри	YSICIAN'S REPORT		
Physical Handicaps/Imp	pairments: NW order evident? NU	YSICIAN'S REPORT		
Physical Hapdicaps/Imp Mental/Psychiatric Disco	pairments: NW order evident? NU	YSICIAN'S REPORT	ION	
Physical Handicaps/Imp Mental/Psychiatric Disc WORK CLASSIFICAT LCLASS 1 : Abb	pairments: NWO prider evident? NW	vsician's report	ew, field crew, etc.	
Physical Handicaps/Imp Mental/Psychiatric Disc WORK CLASSIFICAT LCLASS 1 : Abi CLASS 2 : Ma lift	pairments: WWW pairments: WWW parder evident? WW ION: te to work any job to which a ny do light outdoor work (Inch.	vsician's report ussigned, includes road er	ew, field crew, etc.	etc.) No logging, heavy
Physical Handicaps/Imp Mental/Psychiatric Disc WORK CLASSIFICAT LCLASS 1 : Abl CLASS 2 : Ma lift CLASS 3 : Ma	pairments: WWW pairments: WWW parder evident? WW ton: ton: te to work any job to which a ny do light outdoor work (Inch ing. strenuous field work.	issigned, includes road enudes light 10-15 lbs lifting,	ew, field crew, etc. some construction, etc.) No direct expo	etc.) No logging, heavy

fee 2 out coming

T() Superintendent, Mississippi Department of Corrections

Lrequest that the following members of my family be allowed to visit me on regular visiting days in accordance with Article 6. Mississippi Department of Corrections Rules and Regulations

NAME	RELATIONSHIP	STREET ADDRESS	CITY	STATE	TEL EPHONE
Annith Dommi	AC POST AND THE REAL PROPERTY.				
Anathe Demmi					
01 1					
Modernon Domi	ning_ the Steel of the				
Roderick Donn					
Ella R. Ward					
- 1 / Did.					
Tracy WAR					
),8					

Lalso request that the following four (4) other individuals be allowed to visit me on regular visiting days in accordance with Article 6, Mississippi Department of Corrections Rules and Regulations:

	on	THERS			
NAME		STREET ADDRESS	CITY	STATE	TELEPHONE
1 Barnadette Nosh	N. C.				
2 Monkin Moore	0				
1 Iran Williams					
4 Annot a Townsond					

I understand that no other visitors will be allowed to visit me unless written permission is given by the Superintendent,

Willes	Elephier	
	INMATE SIGNATURE	

MOOC NUMBER

R&C

0-3-99 DATE

ARTICLE 6 VISITING

POLICY REGARDING VISITING. Visits by family members contribute to the morale and treatment of inmates. The institution encourages such wholesome visits, and provides the means, compatible with security, for such visits.

\$601 VISITS. Receiving visits is subject to restrictions or forfeiture.

s602 VISITING RULES. You may visit with those approved with the following restrictions:

- 1 Visits will be held only in the designated areas.
- 2. If you do not wish to see a visitor, you must sign a written refusal which will be noted in the record.
- 3. You may not give anything to a visitor, not receive anything from a visitor, except as authorized by the Superintendent
- 4. Visitors will not be permitted to visit more than one unless they are members of the immediate family
- 5.003 APPROVAL OF VISITORS. Except with the permission of the Superintendant, you may visit only your family and four other individuals on regular visiting days
- AND DAYS. VISITING HOURS AND DAYS. Visiting will be allowed on the first and third Sundays of each month from 10.00 a.m. until 4.00 p.m.
- x608 VISITS BY FORMER INMATES. Visits by ex-prisoners of this or any other state are prohibited unless the visitor has written permission from the Superintendent. If the visitor is on parole or probation, permission from his supervisor is also required.
- 3606 SUPERVISION OF VISITS. Any visit which disturbs or interferes with the security or orderly running of the institution will be terminated
- soft SFARCH OF VISITORS. Every visitor's vehicle entering the institution grounds will be searched upon cutering and upon departing, and all visitors will be searched before being allowed to visit an inmate

It's much have been been a

R0677

INITIAL PROTECTIVE CUSTODY HEARING

PROTECTIVE CUSTODY RELEASE AUTHORIZATION

I have been interviewed by the Initial Classification Committee this date. I am unaware

feel that I need protective	Will Hough'll	6-3-99
	INMATE NAME	DATE
WITNESS BY	£, 92	
My life and/or health wor or Persons:	uld be indangered if I were housed	I with the following Person

INMATE NAME

DATE

MISSISSIPPI DEPARTMENT OF CORRECTIONS RECEPTION AND CLASSIFICATION CENTER CENTRAL MISSISSIPPI CORRECTIONAL FACILITY

	CENTRAL MISSISSIPPI CORRECTIONAL FACILITY	1 11 90
	INITIAL CLASSIFICATION	6-17-99
Inm	ate's Name Newphill Williamsp# 80077 DATE	4-16-99
Adj	ustment Score	
1 4	Age at Current Offense	
	Less [14]	
	At Admission Score At Admission Score (Enter This Value In The Spaces U. 2, 3, and 4.)	Jnder Column B for
(See	Code Sheet A for 2-5 below) B	C .
2.	Number of Convictions X 20/ / 3 =	3
	(not including current)	2
3.	Violence Ratio Score $U \times 10/$ $=$	_0_
4.	Adjustment Ratio Score 3 X 30/ _/3 =	6
5.	Escape/Absconding Score	,
~.	Enter 5 if ever convicted of escape or absconding from	pared.
	a prior supervision or incarceration, Otherwise enter 0.	_2_
6.	Current Offense Score	
	Enter 10 if severity of current offense rates 0 thru 7	10
	on code sheet B, otherwise enter 0	10
7.	Prior Supervision History	
	Enter 5 if there was a technical violation or a new offense	5
	while on supervision, otherwise enter 0	
8.	Total Adjustment score	29
***	· 本班水水市市市市市市市市市市市市市市市市市市市市市市市市市市市市市市市市市市市	******
Dan	gerous Score	
9.	Current Offense Seriousness	
	Enter 10 if severity of current offense rates 5 or higher from code sheet B, otherwise enter 0	_0
10	Employment Score	
	Enter 10 if unemployed prior to the commission of the offense;	M
	if full time, part-time or partially employed, enter 0.	0
11.	Age Score	~
	Enter 7 if 22 or under, otherwise enter 0	$\underline{-}$
12.	Violent Offense Score	
	Enter 5 if prior conviction for violence against a person	\mathcal{L}
	otherwise enter 0.	
13.	Expected Length of Stay	~
word Ti	Enter 3 if expected stay is greater than 3 yrs., otherwise 0	
1.1	Total Danishan T	5

R0677

SECURITY LEVEL DESIGNATION

SECURITY LEVEL INITIAL CLASSIFICATION MATRIX

		(0+17)	Dangerous Scale Moderate (18-21)	High (22+)
ILE	Low	Trusty	Minimum	Maximum
	(0-11)	1	2	4
ADJUSTMENT SCALE	Moderate (12-29)	Minimum/ Medium 2/3*	Medium 3	Maximum 4
	High	Medium	Maximum	Close
	(30+)	3	4	5

SECURITY LEVEL:

Minimum = 2

Medium = 3

Maximum = 4

Close

lium = 3 security level.)

= 5

(Custody supervision levels

have been specified for each

^{*}Decision Logic: If the inmate is under 21 and first commitment or has a poor prior institutionalization, then security level is 3; other wise security level is 2.

	RECEPTION AND CLA	SSIFICA	
	CUSTODY ASSIGN	MENT/O	φ-/1-99 VER-RIDE
	DATE:	, - 16	-99
Inn	nate's Name Hemphil, Willie g.		MSP#_ R0677_
Spe	cial Needs Requiring Placement Consideration		
1	None		
1.	Medical		
C.	Psychological		
D.	Handicap		
E.	Other		
	CURITY LEVEL FROM MATRIX	3	
CL	ASSIFICATION COMMITTEE RECOMENDATION	9	
	planation of classification committee's urity Level INCREASE.		lanation of classification committee's urity Level DECREASE.
A.	Known gang affiliations	Α.	CWC Placement
В,	Violent Charges Pending	B.	CMCF Support Placement
C.	Protective Custody	C.	Other:
D,	Escape Risk	D.	RID
E.	Parole Violator/Technical		
F.	Parole Violator/New Violent Off.		
(G.	Insufficient behavior observation		
H.	Other threat to institutional security		
I.	RID		6-17-99
J.	Participation in Performance Ladder / /////		1-11-00
SIG	NATURE OF CASEMANAGER & Williams	0	DATE 6 /6 //
***	******************	******	*********
CL	ASSIFICATION C M S ACTIONS		
۸.	No Change		
B.	Over-Ride to		
EXI	PLANATION:		
		CL	ASSIFICATION C M S

RECORDS DEPARTMENT

AUTHORIZATION TO RELEASE CONFIDENTIAL INFORMATION

ATTENTION:
REFERENCE NAME:
DATE OF BIRTH: SOCIAL SECURITY NUMBER:
YOUR NAME: Hemphill, Willie, Jo DOCH: ROG 17
I HEREBY AUTHORIZE THE RECORDS DEPARTMENT, MISSISSIPPI DEPARTMENT OF CORRECTIONS OR IT'S DULY AUTHORIZED REPRESENTATIVE TO RELEASE FROM IT'S RECORDS, OR TO RECEIVE FROM THE PERSON OR AGENCY NAMED ABOVE, ALL CONFIDENTIAL RECORDS AND INFORMATION CONCERNING ME-INCLUDING MEDICAL RECORDS, SOCIAL HISTORY, PSYCHIATRIC AND/OR PSYCHOLOGICAL EVALUATION.
SIGNATURE: Willie Heaghel
WITNESS: Byant, J.
A Dan

Central Mississippi Correctional Facility

NOTIFICATION OF INITIAL CLASSIFICATION HEARING (IC)

DATE: 0/3/99

I, Offender Hinghill, Willie, DOC# POG77

have been provided a notice of a Initial Classification Hearing. The Initial Classification process includes, but is not limited to:

- •Identification Process
- •Physical/Psychological Evaluation
- *Admission & Orientation

Upon completion of the above, my individual assessment and needs will be evaluated by a classification committee. The committee will assign a custody and permanent classification status.

Inmate Signature

nmate Signature

Witness / S

DOC#

Date

Date

NAME THEY LL,	CMCF TO	Satellite Facil	UNIT
	initial Classification 10		
CUSTODY CHANGE FROM	C TO	125	
***************************************	100		
RECLASSIFICATION ()	Satellite Faci	1 6, 00	s. de ato
JUSTIFICATION:	sar in aci	1119 Cor	- SI CA CELLI OF
			Name and the same
Requestor	UNIT ADMINISTRATOR		Date
Drigart, Je			6/3/99
/ R/questor	UNIT CASE MANAGER		Date
0	PRESENT WORK SUPERVISO	10	Pote
Requestor	PRESENT WORK SUPERVISO	, K	Date
Requestor	NEW WORK SUPERVISOR		Date
	13 11		
RECORD CHECK PERFORMED	Br. July of	CLASSIFIC	ATION COMMITTEE ACTION
VIA	9.7 BM	1 11:11:	21.1.10
RECEIVED 5/3/1/19 AGIO	7 RACE SM	Signature of	Inmate
OFFENSE(s) Lhop (1)00	lor	-17-99
0	(7)	DATE GEL	6-99 NTERVIEWED (T
	-×	REC	CORD INTERVIEWED (
TERM (5 yrs.			
COUNTY MANGETT	OF SENTENCE 4/8/99		SIDE B SECTION
SENTENCE BEGINC	ONVICTIONSO/	170	8
PRIOR CONFINE	MENTS 01		
CUSTODYD	ATE 5/21/99	REASON FO	OR NO AND / NO REMARKS
CLASS_NRD	ATE_NR	Tesle	el positive
ESCAPE DATE NRR	ETURN DATE_MR		9 d 3199 For
ESCAPE FROM LVR		Alc.	chal & 1199 tester
EVALUATION		Disc	hue marijuora
VIOLATOR Prob	BEV TECH	010	ended 3/99 for
() DETAINER WITH WHOM			htution cents
() DETAINER WITH WHOM		(0.54)	in the time of
Ir n I			
MEDICAL CLASS 4 C		YES	X. Wholh!
MEDICATIONS PALL		Chi w	DOSHIN Oto
W/R DATE: NR		NOP	y. Williams 11
		COMM	TTEE COMMITTEE
PAROLE DATE: NR DISCHARGE DATE: NR		COMMIT () APPRON	. /
NO. OF DISCIPLINARIES A	R	()AITRO	() DISKI'KO'LD
MINOR SERIOUS			
LAST RVR DATENR.			
ADDITIONAL COMMENTS / INF	ORMATIONN/A		
		-X	1 91 0hx
The same of the sa		CLASSING	TION DIRECTOR 55

INITIAL INMATE CLASSIFICATION

Name:	71 1.11		0			_
rearne.	Kemphilly	Willie	A.	MSP# 806.2.7		
Offense	Aprip lifter	žs		Term:	545	
Race/Se	ex: DM Birth Date:		SSN:	Most Usual / Birth:	MS	
Alias: .	NA			Occupation & and caperty +	D: _GED_	
/	CONVICTIONS (feld	ony)	Prob	VIOLATOR	O EPILEPT	IC
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l have c	completed the 4 3/99	V rm		I have received an U/3/99	M. Flore.	10
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M DO	Orientation X MARO D C VIEWED BY:			Bryant, J.V.	Date: 6	3.9.
M DO INTER	VIEWED BY:	INITIAL Sillie He		Bryan D.	Date: 6 -	3.9. 16.9 3 B
INTER	TE SIGNATURE X LICH CLASS:	Sillie Hé	mphill	Inmate Handbook X XX BAYON Y Y ATION COMMITTEE ACTION CUSTODY CHAI	Date: 62. DATE: 6 TAPE 1772	3.9. 16.9 3 B
AIDS C M DO INTER INMAT HEALT	TE SIGNATURE X LASSIGNMENT-	Willie HE	INCARCER	Inmate Handbook X XX SALY X X X X X X X X X X X X X X X X X X X	Date: 6 - DATE: 6 - TAPE 1725 NGE FROM "C" TO	3.9. 16.9 3 B
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MILLSISSIPPI DEPARTMEN STAFF REQUEST FOR INMA	NT OF CORRECTIA S TE RE-CLASSIFICATION
NAME Hemphill, Willie	DOCA RO677 UNIT SMCI II
UNIT TRANSFER FROM C.M.C.F.	TO S.M.C.1. II - AI
INCARCERATION PROGRAM APPROPRIATE PROGRAM	TO Ground maint
	TOAVRB
RECLASSIFICATION (xx)	
	FIED FROM CMCF-APPROPRIATE PROGRAM TO
보이면 보이면 보이면 보다면 보다면 보다면 보다면 보다면 보다면 보다면 보다면 보다면 보다	THIS OFFENDER IS LEVEL I
CAZA, Haw	7-15-99
A Requestor UNIT ADMINISTRATOR	
Medicol Duit Case MANAGED	7-1.599
Requestor UNIT CASE MANAGER	Date
Requestor PRESENT WORK SUPER	RVISOR Date
m10 (3 1/)	7-22-40
Region NEW WORK SUPERVIS	GOR Date
RECORD CHECK PERFORMED BY: B 50 4:16	CLASSIFICATION COMMÉTTEE ACTION
via CICS Comp	
RECEIVED 5/21/49 AGE 27 RACE S/M	Signature of Inmaic
RECEIVED STORY AGE 27 RACE 1577	Signature of Inmate
OFFENSE(s) Shoplifting	
' /	DATE 7-27-9INTERVIEWED (4
5 . 55	RECORD INTERVIEWED (
TERM 5475	2 2 3
COUNTY MONTGOOD DATE OF SENTENCE 4/8/9	7 TAPEN 25 SIDE B SECTION
SENTENCE BEGIN WY CONVICTIONS	
PRIOR CONFINEMENTS N	_
CUSTODY MORB DATE 7/1/99	REASON FOR NO AND / NO REMARKS
CLASS NR DATE NR	- GED 179
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ESCAPE FROM NR	GOK
EVALUATION NO RES	ASP EIVED
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ADETAINER WITH WHOM NK	82 (3
TWO PRECU	Chee / 7 39
MEDICAL CLASS II Pin-Hip	YES Q PAO
MEDICATIONS NR	_
	NO
W/R DATE: NE	 /
PAROLE DATE: N. R.	COMMITTEE COMMITTEE
DISCHARGE DATE: NR	APPROVED () DISAPPROVED
NO. OF DISCIPLINARIES	
()MINOR ()SERIOUS ()MAJOR	
LAST RVR DATE AND COLUMN TURNS	
ADDITIONAL COMMENTS / INFORMATION	
3/1999 Absconged from Restit	tation 1
Center	11:00
	CLASSIFICATION DIRECTOR

DATE_

MDOC WORK SUPERVISION

AGREEMENT FORM

***************************************	• † • • • • • • • • • • • • • • • • • •
THIS IS TO ACKNOWLEDGE THAT I,	
WORK SUPERVISOR, AM AWARE THAT OFFEN	DER
, MDOC#,	IS CLASSIFIED AS A B-CUSTODY
(MEDIUM OUT) OFFENDER AND THAT HE/SHE	SHOULD BE UNDER DIRECT/
CONSTANT MDOC SUPERVISION WHEN ENGA	GING IN ACTIVITIES OUTSIDE
OF SMCI PERIMETER.	5 <u>X</u>
the season of th	WORK SUPERVISOR
	DEPARTMENT HEAD
•	
	WARDEN
	£,

THIS IS TO ACKNOWLEDGE THAT I, Control WORK SUPERVISOR, AM AWARE THAT OFFEN, MDOC# R0611, 18	DER WILLE Hemphill B CLASSIFIED AS A B CUSTODY
(MEDIUM OUT RESTRICTED) OFFENDER AND	THAT HE/SHE SHOULD BE
UNDER ARMED SUPERVISION WHEN ENGAGIN PERIMETER.	NG IN ACTIVITIES OUTSIDE THE
Cpt P. (Raugu)	WORK SUPERVISOR
	DEPARTMENT HEAD
Macure "	WARDEN

(MSP)	'MIS SIPPLI	DEPARTMENT O	F CORRECTIO -	
(CMCF)	INFORM	AL RESOLUTI	ON FORM	
(SMCI)IJ	INFORM.		25.5(1) 5.135(5.755)(5.	
(CWC) (OTHER)	Zone/Tier	Unit	Cell/Bed #	
(OTHER)	Zone/ Her	Onn	(cli/Bed #	
Offender WILLIE HEMPHI	LL	MDOC# #	0677 Viola	ited Rule # 19 . Entitle
REFUSING TO OBEY THE ORD	ER OF A STAFF	MEMBER I	Date 08/04/99	Approx. Time 0650 hours.
Reporting Employee's Name	LT. DON LEWI	(S	Evidence x	No Yes-Located
				240 87 WEST 17078 - 1807 - 1807 Sept.
following incident (Circumst HOURS WHILE INSPECTION OF WILLIE HEMPHI THIS INFRACTI RESOLUTION IN	ances and Detail ON DUTY AT OFFENDERS HOU LL RO677 ARE ON INMATE WIL	MOON AUGUST SMCI-II B-2, JSING AREAS. A WAS NOT IN LIE HEMPHILL RVE FOR VIOLAT	1, 1999 AT I, LT. DONALL T THIS TIME I I ACCORDANCE WI FR0677 WILL BE	A Rule Violation Report for the APPROXIMATELY 0650 D. LEWIS WAS DOING NOTICED THAT INMATE THE INSPECTION. FOR ISSUED AN INFORMAL 9: REFUSING TO OBEY
I waive the right to a Meeting	gNo	Yes Accused:		
Meeting held by: LT. J) LEWIS			Date: 8-5.99
Days between date of viola	tion and meetin	g	If more than sev	ven (7) working days, explain
Recommended Action: L	OSS OF 5 DAYS	PRIVILEGES &	2 VISITS	
Action to beTaken: LOS	S OF 5 DAYS PI	RIVILEGES & 2	VISITS	
				RECEIVED
		1		BECHIA
	DIX	/ \		nes: 0.6 1589
Signature of Employee:	It YDe	w		Date: 186 36 4599
	/			DISCIPLINARY DEPT
		1/- (-1)		DIS MOOC - SMO.
I. Resolution in lieu of a Rule the designated disciplinary ac	Violation Report	willingly acknown. I understand was	vledge that I have why this Resolution	ve been afforded an Informa on is taking place and I agree to
Offender's Signature: R-	les to	Dig &		Date: 8-3-99
Witness Signature:				Date:
Witness Signature:				Date:
Original with All Attachments - U	nit/Working File	19	Copy - Offender	2" Copy Employee

(MSP) (CMCF)		MISSISSIPPI D	EPARTMENT OF	CORRECTIONS	
(SMCI) II	X:	INFORMA	L RESOLUTIO	N FORM	
(CWC)		A	B-1	07	
(OTHER)		Zone/Tier	Unit		
(OTHER)		Zoner Her	Othe	Cell Bed w	
Offender_	WILLIE HEMPH	LL	MDOC #R	0677 Violated	Rule # 19 Entitled
Reporting l	TO OBEY THE OF Employee's Name	DER OF A STAFF	MEMBER D	ate 08/05/99 A Evidence X No	pprox. Time <u>0650</u> hours. Yes-Located
Offender h following i	HOURS WHILE OF OFFENDER: HEMPHILL RO INFRACTION RESOLUTION 1	ances and Details ON DUTY AT SMC BOUSING AREA 677 AREA WAS INMATE WILLIE): ON AUGUST I-II B-1, I, I S. AT THIS T NOT IN ACCOR HEMPHILL FRO	05. 1999 AT AP T. DON LEWIS WAS THE I NOTICED TO DANCE WITH INSPI 0677 WILL BE IS:	PROXIMATELY 0650 DOING INSPECTION HAT INMATE WILLIE ECTION. FOR THIS SUED AN INFORMAL REFUSING TO OBEY
I waive the	right to a Meeting	gNo'	Yes Accused:		Date
		LEWIS			Date: 818-98
Days between	een date of viola	tion and meeting	_5	If more than seven	(7) working days, explain:
Recommen	ded Action: L	OSS OF 5 DAYS	PRIVILEGES & 2	VISITS	
Action to b	eTaken: LOSS	OF 5 DAYS PRI	VILEGES & 2 VI	SITS	
Signature o	f Employee:	lt Den	<u> </u>	D	ate: 8 10 99
the decions	ted disciplinary a	Violation Report.	I understand w	hy this Resolution is	peen afforded an Informal taking place and I agree to
C.Ivilasi b			7.		
Witness Sig	gnature:			D	ate:

Witness Signature:_

Original with All Attachments - Unit/Working File

Date:

2nd Copy Employee

I" Copy - Offender

(MSP) (CWC)	MI SSIPPI DE	DADTMENT	CORRECTIO	12	0
(CMCF) (SMCI)_[]	MI SOUTH DE	PARIMENT OF	CORRECTI	mus 2.4	770
(OTHER)	DIH EX	IOI ITION D	enone	RVR# 34	110
. N	A	IOLATION R	07		
(Unit Admin Intt.)	Zone/Tier	Unit	Cell/Bed#	-	
Offender WILLIE HEMPHILL REFUSING TO OBEY THE OF	ODER OR A STAFE	MDOC# K	08/05/99 Violate	d Rule #19	Entitled
by the specific act of HOUSING				Approx. Time _	hours
Circumstances and Details ON A AT SMC1-11 B-1, I, LT. AT THIS TIME I NOTIC ACCORDANCE WITH INSPEC RESOLUTION IN LIEU OF	UGUST 05, 1999 DON LEWIS WAS CED THAT INMAT CTION. INMATE W AN RVR BUT REF	DOING INSPE TE WILLIE HE TILLIE HEMPHI JSED TO SIGN;	MATELY 0650 HO CTION OF OFFEN MPHILL #R0677 LL #R0677 WAS THEREFORE INM	DERS HOUSING AREA WAS ISSUED AN I ATE WILLIE B	G AREAS. NOT IN INFORMAL HEMPHILL
#RO677 IS BEING ISSUE ORDER OF A STAFF MEMBER		VIOLATION OF	RULE #19: RE	FUSING TO O	BEY THE
Reporting Employee's Signature	Dewi	Title:	CA-II LAO_Yes-Lox	PIN# 9526	8-5-94 60 Date 232
I request investigation and witnes	s(es) X No 10	Yes - Witness(rs)	1)		
2)	00	0100	I waive the right	to a Hearing	No_X_Yes
2) Accused: Reflect 5 & S Unices waived, you are bereby no working days in the appropriate i	tified that a hearing v	ee: IF YOU vill be held within	Date S	-5-99	Time 2330
Heard by: Disciplinary Com Working days between date of viola			re than seven (7) wor	king days, explai	n:
Print Full Name of Persons at Heari	na Acquest Wa	se .	Chairperson	West	
Member G. West			Member	0 04 1	and
	Member		Member	W. IIICA	24
Other		t wast			
Accused Admit D	wave a	10	6 1999 ECONDS	RECE AUG 0 6	
				55,000	
Documents read and discussed Other (specify)				es) SEISCIPLINA	SMCI
Findings: A Cuilty No.	Guilty Punishr	nent, if Guilty:	and the	en com	er out
man e de const	1000	respect			
Reason(s): Base on 67	2/1 repen				
	,				
Signature 28 Dome	ald We	-	- 8	-10-99	
Signature.	WEARING OFFICED	2	Date:	1 -	
Disciplinary Committee Members:	HEARING OFFICE	in West	100 GU	beer	
Appeal may be filed with Institution	al Superintendent with	in 15 days after re	ceipt of disciplinary	tecision.	- ~
Offender Signature: Walte He	welt to a hear	ix may a	ox toget	Dale: 8-10	-99
Signature of Reviewing Warden/De	0 /	1 ///	Lhui	Date: 8-10	1-99
Loss of Earned Time Approve	dDisapproved				
			missioner of Correcti	ons or Designee	
Original with All Attachments - Record	s I*Copy - Offe	nder 2º Co	py - Working File	3r Copy - Reporti	ng Employee

(MSP)		MISSISSIPPI	DEPARTMENT O	F CORRECTIONS		
(SMCI) II		INFORM.	AL RESOLUTI	ON FORM		
(CWC)		A	B-1	07	_	
(OTHER)		Zone/Tier	Unit	Cell/Bed #		
				R0677 Viol		
Reporting Em	ployee's Name	LT. DON LEWI	S NEMBER 1	Date_08/06/99 Evidence	No Yes-Lo	e 0650 hours.
following inci	dent (Circumst HOURS WHILE OF OFFENDERS HEMPHILL FR INFRACTION RESOLUTION	ances and Detail ON DUTY AT SM S HOUSING ARE 0677 AREA WAS INMATE WILL	s): ON AUGUST CI-II B-I, I, AS. AT THIS S NOT IN ACC E HEMPHILL RVR POR VIOL	olution in lieu of 06, 1999 AT LT. DOR LEWIS TIME I NOTICE CORDANCE WITH #R0677 WILL ATION OF RULE 1	APPROXIMATE WAS DOING IN D TRAT INNAT INSPECTION. RECEIVE AN	CLY 0650 SPECTION E WILLIE FOR THIS INFORMAL
I waive the rig	ht to a Meeting	gNo	Yes Accused:	Compression	Date	c
Meeting held b	oy: Lt.	D. LEWIS			Date: 8	18.18
		of 5 DAYS PRI		If more than so	ven (7) workin	
Action to beTa	aken:		LOSS OF 5	DAYS PRIVILEGE	S & 2 VISITS	
Signature of E	mployee:	St O	1			
	fee to de leu of a Rule disciplinary ac	Violation Report	villingly acknow	wledge that I ha	ive been afford on is taking pla	ded an Informal
Offender's Sig	mature: X	O Refer	to dip	R	Date: 8-	8-99
Witness Signa		1			Date:	
Witness Signa	ture:				Date:	

1 Copy - Offender

2nd Copy Employee

Original with All Attachments - Unit/Working File



						III VACE	11.11
(MSP)	(CWC) (SMCI)_II	MISSISSIPPI DEI	PARTMENT OF CO	RRECTIONS		14	
(OTHER)	- United States	DITTEN	TOL LETON BER	OPT	RVR#	34827	
		A RULE V	TOLATION REPO	07			
(Unit Admin Init.)	(t)	Zone/Tier	Unit	Cou/Bed#			
Offender WILLI	E HEMPHILL		MDOC#R067	7 Wiolate	d Rule #_	19	Entitle
REFUSING TO O	BEY THE ORDE	R OF A STAFF M	EMBER Date O			ime_0650	
by the specific act of	of HOUSING A	REA NOT BEING	IN ACCORDANCE W	ITR INSPECT			
II B-1, 1, L INMATE WILLIE HEMPHILL #ROG INFORMAL, THER OF RULE #19:	T. DON LEWI HEMPHILL # 577 WAS OFFI EFORE INMATE REFUSING TO	S WAS DOING I RO677 AREA WA ERED AN INFOR E WILLIE HEMP	AT APPROXIMATEI NSPECTION OF O S NOT IN ACCOR MAL RESOLUTION HILL #RO677 WI OF A STAFF MEM OF REPO	FFENDERS HO DANCE WITH IN LIEU OF LL BE ISSU	USING AI INSPECT F AN RV IED AN	REAS. AT TO ION. INMATE R BUT REFU RVR FOR V	HIS T E WILI USED '
		0					
		di					
Reporting Employe	e's Signature	Deur	Title: C	AII	PINE 95	26 Data 8	1-11-9
ByldenceN	loYes-Locat	ed	Placed in Seg-PDA L	No _Yes-Lox	cation	Date 3	
The state of the s	ition and witness	(es) No	Yes - Witness(es) 1)				
Accused: X Ref	used to Ste.	Del Puntor	e: Dang Hotos	QLo 1 Date 2	Lion Hear	ingNo	Ye
	are bereby noti	fied that a hearing v	vill be held within no	less than 24 hou	rs and no	more than seve	n (7)
working days in th				.,		more man sere	
"OI KING GRIS III II	te appropriate de	at me arriver					
Heard by:D	Disciplinary Comm	nittee Hearing	Officer 5	ian seven (7) wo	rking days,	explain:	
Heard by:D Working days betw	Disciplinary Commeen date of violati	nittee Hearing	2 If more if	Chairperson Z	rking days,	1	
Heard by: E Working days betw	Disciplinary Commeen date of violati	on and hearing	2 If more if	Chairperson Z	Shes	1	
Heard by: D Working days between Frint Full Name of Member Determined	Disciplinary Commeen date of violation Persons at Hearing	on and hearing g - Accused La. Member R.	If more the	Chairperson Member	Shes	1	
Heard by: D Working days between Frint Full Name of Member G. We	Disciplinary Commeen date of violation Persons at Hearing	on and hearing g - Accused La. Member R.	2 If more if	Chairperson Member	D.p.C	low	
Heard by: D Working days between Frint Full Name of Member Determined	Disciplinary Commeen date of violation Persons at Hearing	g - Accused La. Member R.	If more the contract of the co	Chairperson Mémber	D.p.C	1	
Heard by: D Working days between Frint Full Name of Member Determined	Disciplinary Commeen date of violation Persons at Hearing	on and hearing g - Accused La. Member R.	If more the	Chairperson Mémber	D.p.C	low	ED
Heard by: D Working days between Frint Full Name of Member Determined	Disciplinary Commeen date of violation	g - Accused La. Member R.	To To To To The State of State of The State	Chairperson A Member	D.p.C	eceivi	ED
Heard by: D Working days between Frint Full Name of Member C We	Persons at Hearing	g - Accused La. Member R.	If more the statement MSP the Statement Heceiver	Chairperson A Member	D.P.C.	ECEIVI AUG 1 2 19	ED 39
Heard by: De Working days between Print Full Name of Member Other Accused Accu	Disciplinary Commeen date of violati Persons at Hearing ST Admit De	mittee Hearing	If more the control of the control o	Chairperson — Member 1999 19	D. D. D. C	AUG 1 2 19	ED 39
Heard by: De Working days between Print Full Name of Member De Other Accused A	Disciplinary Commeen date of violati Persons at Hearing ST Admit De	mittee Hearing	To To To To The State of State of The State	Chairperson — Member 1999 19	D. D. D. C	AUG 1 2 19	ED 39
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Print Full Name of Member We Other Accused Acc	Persons at Hearing Admit De d discussed Guilty Not G	g - Accused Late Member R.	If more the control of the control o	Chairperson & Member 1999 19	Description Date:	ECEIVI AUG 1 2 19 MDCC-SMC MDCC-SMC MDCC-SMC	ED 39



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(MSP) (CWC)	MISSISSIPPI DEPARTMI	ENT OF CORRECTIONS	
(CMCF)(SMCI)II_			RVR# 34821
-7	RULE VIOLAT		The second secon
(Unit Admin, Init.)		B-1 07 Unit Cell/Bed#	
Offender WILLIE HEMPHILI	MD0		Rule # 19 Entitle
REPUSING TO OBEY THE OF	DER OF A STAFF MEMBER	Dat 20-69 A	pprox. Time 0650 hou
hy the specific act of AREA NOT		ITH INSPECTION	
Circumstances and Details ON 11 8-1, I, LT. DON LE HEMPHILL #R0677 AREA W WAS OFFERED AN INFORMATION OF A STAFF MEMBER REPORT ************************************	MIS WAS DOING INSPECTI AS NOT IN ACCORDANCE W L RESOLUTION IN LIEU O BE ISSUED AN RVR FOR	ION OF OFFENDERS HOUSI TITH INSPECTION. INMATE OF AN RVR BUT REFUSED.	NG AREAS. INMATE WIL WILLIE HEMPHILL #RO THEREFORE INMATE WI REFUSING TO OBEY
Reporting Employee's Signature: Byidence No Yes-Le	Deutis	Title:PIPI	
I request investigation and with	^	. I walve the right to	s Hearing No Ye
Accused X Lefuxed 12 5 Unless walved, you are hereby a working days in the appropriate	ofified that a hearing will be hel	dwithin no less than 24 hours	and no more than seven (7)
	mmittee Hearing Officer-		
Print Full Name of Persons at Hea	ring - Accused Warre	Chairperson D.	RECEIVED
Other		- torresser -	AUG 1 2 1999
Accused Admit		meht:	DISCIPLINARY DEPT.
	wale asplo	RECORDS	MDOC · SMCI
Documents read and discussed Other (specify)		stigationWitness(cs	
Findings: Guilty	ot Guilty Punishment, if G	uility: Peneir on hor	al Z+605501
Reason(s): Duce en			
900	0/1/1/1	,	2-99
Signature	NUMBARING OFFICER	Date:	2 //
Disciplinary Committee Members	NAME OF STREET). Mi Look	
Appeal may be filed with Instituti	onal Superintendent within 15 day		ision.
Offender Signature Waive A	ight to oppearing ma	il copy to prost Di	ate: 4-12-47
Signature of Reviewing Warden/E	111 3 111	unil p	nte: 8-16-99
Loss of Earned Time Approv	ocdDisapproved		
		Commissioner of Corrections	
Original with All Attachments - Reco	rds I Copy - Offender	2ª Copy - Working File 3ª	Copy - Reporting Employee

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(MSP) ———— (CMCF)	(SMCI) II	MISSISSIPPI DEP/	ARTMENT	OF CORR	ECTIONS		3482:	
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	_	RULE VI	B-1	N REPOR	07			
(Unit Admin. Init.)	(D)	Zone/Tier	Unit	-	Cell/Bed#			
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		BEING IN ACCORD						nours
		GUST 10, 1999 A ISSUED INMATE W						
		WILLIE HEMPHIL						
		HEMPHILL #ROS						THREE (3)
INFORMALS: V	/IOLATION OF R	ULE #19: REPUSA	NG TO OB	EY THE O	RDER OF A	STAPF M	EMBER.	
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I request investi	gation and witness	(es) No Y	es - Witnes	ss(es) 1)				
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Accused: With	me memphana	Dr. Del Employee	: Danney	Thomas Ar	Date Q	11-17	Time L	261.7
Unless waived, y	you are hereby not the appropriate h	fied that a Learing wi	ii be neid w	ithin no tes	s than 24 hou	rs and no i	nore than sev	en (/)
working days in	the appropriate in	ming onice.						
Heard by:	Disciplinary Comm	nittee Hearing (Officer &					
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Print Full Name	of Persons at Hearin	E - Viccoured -	17	Ch	airperson Z	000	01 1	
Member E. W	250	Member R.J	//		Membe	11/1	Tesa	
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Other (specify)	0.00		95-01		1		C - SMCI	= /
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Disciplinary Con	nmittee Members:	109, 13,000	1 0	Maxim			-	- Out and a
Appeal may be it	led with Institutions	Superintendent within	n 15 days al	ter receipt of	disciplinary	THE	NDFR SE	DV ICES
Offender Signatu	newe regi	2 10 angery	Mo.C	geax 10	not 1	Det L	7	0
Signature of Rev	iewing Warden/Des	ignee: Jugana	4 16	eu		Date:	8-16-9	<u> </u>
Laurat Passad 7	- V	Disconnect		(1)	17	1		
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				Name and Address of the Owner, which the	ner of Correct		No. of Concession, Name of Street, or other Designation, Name of Street, or other Designation, Name of Street, Original Property and Name of Stree	
Original with All A	Attachments - Records	I* Copy - Offens	der	2- Copy - W	orking File	3ª Copy • 1	Reporting Emple	pyre

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(MSP) (CMCF) (OTHER)	(SMCI) II	MISSISSUPPI DI	EPARTMENT OF	CORRECTION	IS RVR#	3482.	
(0)(11:8)		RULE	VIOLATION R	EPORT 07			
(Unit Admin, Isst.)		Zone/Tier	Unit	CcII/E	Bed#		
Offender WILL REFUSING TO 0		ER OF A STAFF		0677 Vic			En
Circumstances and II B-1, I, LT OF RULE #19: THEREFORE IN	Details ON AU DON LEWIS THIS INMATE, MATE WILLIE	BEING IN ACCO GUST 10, 1999 ISSUED INMATE, WILLIE HEMPH E HEMPHILL #1 RULE #19: RETU	AT APPROXIM WILLIE HEMPH ILL #RO677 NA RO677 WILL R	ATELY 0655 II.I. #RO677 I S ALREADY RE ECEIVE AN	HOURS WHIT WO (2) INF CCEIVED AN RVR FOR I	LE ON DUT FORMALS FO INFORMAL RECEIVING	R VIO
Reporting Employe	ce's Signature:	Devi	Title. Placed in Seg-PD.	CA-IT		26 Date	8-11-
Accused:	fee to Be	No Del, Emplo	vee: Dered Ho	to 9602 Dat	right to a Hear e 8 - 1 - 19 hours and no	ringNo Time d more than se	061 ven (7)
working days in the	Disciplinary Com	mittee Hearing	2 If m	ore than seven (7)		()-jul	
Heard by: I Working days between Full Name of Member E. W.	he appropriate h Disciplinary Comr veen date of violat Persons at Hearin	mittee Hearing	2 If m	ore than seven (7) — Chairperson Me	D.Wer		
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CORRECTIONS		
BAB1 3482		
REPORT 07		
Ceil/Bed# 0677 Violated Rule # 19 Partitled		
e _08/10/99 Approx Time 0655 bours		
INSPECTION, (2) INFORMALS		
MATELY 0655 HOURS WHILE ON DUTY AT SMC1- HILL #R0677 TWO (2) INFORMALS FOR VIOLATION		
S ALREADY RECEIVED AN INFORMAL PREVIOUSLY. RECEIVE AN RVR FOR RECEIVING THREE (3)		
THE ORDER OF A STAFF MEMBER.		
e: CA-IT PIN# 9526 Date 8 (1-99) No Yes-Location		
1) I waive the right to a Hearing No Yes 1 102 Date 8 11-19 Time 0617		
n no less than 24 hours and no more than seven (7)		
ore than seven (7) working days, explain:		
Chairperson D. West		
Member DP Yesd		
The second secon		
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Witness(cs-) SIGN PURMARY DEST MOOC - SMCI		
Manuelle Request 6025 of 10days		
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Date: 8-13-19 1999		
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mmissioner of Corrections or Designee Copy - Working File 3" Copy - Reporting Employee		
copy - Working File 3" Copy - Reporting Employee		

(MSP) (CWC) (SMCI) II						
(CMCF) (SMCI) LL	MISSISSIPPI DEP	ARTMENT OF C	CORRECTI	ONS		
Advance verse.				RVR#	3482	*
(OTHER)	RULE VI	OLATION RE	EPORT		251 11/50/52	
	Α	B-1	07			
(Unit Admin. Inn.)	Zone/Tier	Unit	Ce	II/Beil#		
Offender WILLIE HEMPHILL		MDOC# RO	677	Violated Rule #_	19	Enutled
REPUSING TO OBEY THE ORDE	R OF A STAFF ME					
by the specific act of AREA NOT						
Circumstances and Details on Att						TY AT SMC1-
II B-1, I, LT. DON LEWIS OF RULE #19: THIS INMATE, THEREFORE INMATE WILLIE INFORMALS; VIOLATION OF R	WILLIE HEMPHIL HEMPHILL #ROS	TLLIE HEMPHI J. #RO677 HAS 577 WILL RE	ALREADY CEIVE AN	TWO (2) IN RECEIVED AN RVR FOR	FORMALS FO INFORMAL RECEIVING	PREVIOUSLY
Reporting Employee's Signature:	Weiii P	Title:	CA-II		ZG Date	8 (1.99
	red -X No 1	Ver Witnesstad				
request investigation and witness	(cs) 6 - No	Yes - Witness(es)	I venica !	on right to a Han	ring No	400
Accused: Willia Hempilitie	ON Del Employe	Danel Hote	9602	Date 8-11-19	Time.	0617
Unless waived, you are hereby noti	fied that a Learing w	ill be held within	no less than	24 hours and no	more than s	even (7)
working days in the appropriate he					A TOUR STORE OF	ECONOMINE.
		,				
Heard by: Disciplinary Comm	uttee Hearing					
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Working days between date of violat	ion and hearing	2 . If mor		(7) working days		
Working days between date of violat	ion and hearing	2. If mor		(7) working days		
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(MSP) (CWC) (CMCF) (SMCI) II		RTMENT OF CORRECT		34852
(Unit Admin. Init)	Zone/Tier	LATION REPORT	07 Ccll/Bed#	
Offender WILLIE HEMPHI ENGAGING IN SEXUAL ACT		MDOCA RO677 ECENT Date 08/1	Violated Rule #	Time 0415 hours
by ME Specific act of LATING				
Circumstances and Details ON SMCI-II B-1 AS TOWN OF A-ZONE. AT THIS UNCOVERED MASTURBATI BUT HE CONTIUED TO BE ISSUED A RVR FO INDECENT EXPOSURE.	SR OFFICER, I, OFC TIME I OBSERVED IN NG. I ORDERED INMA DO SO. FOR THIS R VIOLATION OF RUI	C. C. DAVIS WAS NAMTE WILLIE HEMPH INFRACTION INMA LE #04: ENGAGING	DOING A VISU PHILL #RO677 TO TILL #RO677 TO TE WILLIE HER IN SEXUAL A	AL SECURITY CHECK AYING ON HIS RACK STOP HIS ACTIONS PHILL #RO677 WILL
Reporting Employee's Signatures Evidence No Yes-L	2fe Charktle L	David Title: Cocod in Seg-PDA No	Yes-Location	7668 Date 8-15-
I request investigation and with 2) Accused: ** Little Day Unless walved, you are hereby working days in the appropriate	Del. Employee:	Richard H	The right to a He	-99 Time 0 80 2
Print Full Name of Persons at Her Member J. Herders	aring - Accused W. Vie /	Hene Kill Chair	Derson DWes	+
Other	n	10		FARMED
Accused Admit	randonalis and animalist	1 Statement:		AUG 1 6 1999
Ur . Documents read and discussed	. / 0.00	i .		DISCIPLINARY DEPT,
Other (specify)				
Findings: Guilty N 10 days pairages + Reason(s): Bare on 5th	Well Kills Light		or level	I of loss of
Signature CHAIRPERSO		Date:	0.8-17-	77
Disciplinary Committee Members	onal Superintendent within	15 days after receipt of d	isciplinary decision.	
Appeal may be filed with Instituti Offender Signature:	Duyshill	7	A Date: _	8-17-11
Signature of Reviewing Warden/I	Designee: Jalansaue	· Ween	Date: _	1-18-99
Loss of Earned TimeAppro	vedDisapproved			
			of Corrections or D	
Original with All Attachments - Reco	rds I*Copy - Offender	2 Copy - Work	ing File 3" Copy	- Reporting Employee

ACUSSED NAME		MDOC #	LOCATION OF INTERVIEW	RVR#

TNESS Nillie Hemph	2:11	80677		3445
INESS /	14)4			
DISCIPLINARY COMM	NITTEE SPECIFIC	C WARNING	REGARDING INTERROGAT	ION
YOU HAVE THE RIGHT TO REMAIN DISCIPLINARY PROCEEDINGS. IF Y	SILENT, ANYHTIN	G YOU SAY CA	N AND WILL BE USED AGAINST	YOU IN
ASSIST YOU IN PREPARATION FOR				SOMEONE
1	v	YOULD LIKE TO	APPEAR BEFORE THE DISCIPLI	NARY
"		OMMITTEE AS	A WITNESS FOR THE ACUSSED	
		VOULD LIKE TO CUSSED.	GIVE A WRITTEN STATEMENT	OR THE
ſ,			E TO APPEAR BEFORE THE DIS	CIPLINARY
			R MAKE A STATEMENT FOR THE	
FULLY UNDERSTAND THE RIGHT	S EXPLAINED TO A	IE ABOVE AND	DO GIVE THIS STATEMENT OF	UV OWN
FREE WILL UNDER NO THREATS O		IL ABOVE AND	DO GIVE THIS STATEMENT OF T	VII OTTIC
		, 11	2/ 11	
		Willia	Lunghill	
673	*	SIGNATU	RE OF PERSON GIVING STATEME	NT
aril That		_		
WITNESSED BY		IMF	DATE	
THE COLOR OF			DATE	
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Mas unde	ny	Sheek.	1 Was scrate	Birth
and not master	bating.	End o	1 Sukmont	
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	ed 11.	2	Curtagrama :	1.12
Wille How N:00	DO ST	ATE THAT THE	ABOVE STATEMENT IS TRUE TO	THE BEST
OF MY KNOWLEDGE		AIE INAI IN	ABOVE STATEMENT IS TRUE IN	J INE BES
Land Barrier			0	
	INVES	TIGATOR	willand	
		- 894 - 51		

EXHIBIT#8

COSTO40		SIPPI DEPARTMENT OF CO - SENTENCE COMPUTATION		DCOSED46 5 more >
*Action (Name: WI): LLIE J HEMPHILL		er: 00000R0677 B me: 10/12/1999 13:38	(1 OF 1)
82-day In between After my Probo had been Resch 12-31-98 then 3- Remarks	1 09 2 03 3 - 7 4 - 7 6 - 7 6 - 7 6 - 7 6 - 7 6 - 7 7 - 7 8 - 7 10 - 7 10 - 7	22 / 1999 04 / 08	ate Credit / 1998 113	
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	MISSISSIPPI DEPARTMENT OF	RECENTED
	ADMINISTRATIVE REHEDY	PROBERTAGES & F.
	SMCI-99-1111 CASE NUMBER	NOV + 7 is99
то:	BETTY CREECH, INVESTIGATOR	ADMINISTRATIVE REMEDY PROGRAM
FROM:	Willie J. HEMPHILL	, ROGT SMCI/MOOC , 17-2
DATE:	Nov. 16, 1999	
TUIS 1	IS A REQUEST FOR ADMINISTRA	TIVE REMEDY.
I have	A MAjor Error with my Time Sheet and	the Sentencing Orders
10.0	1. They are based on almost all false	
•	tion. I am sending this pather long letter a	
	though long I fell it's man important	
	ptoblem. Page-2 gets indepth to how al	3
0		
J	has a list of dates that I have been In	1900
	in my Time Sheet. Page -3 is summary of	
, ,	Probotion Officier and Named Feild Officier	
	in Greenwood and the deception that been	
	oper for lack of knowledge of my Original Senten	
Why I a	was sent to the Rostitution Center by Judge (James Margan.
P4 15	total amount of time I have served on m	y 2-Cases which were
run Conc	surrent 33-Months as of Nour 20, 1999	and acounting to my Time Shore
I have	another 48- Months which would be a total of	6-years and 9- months
	5-your Sentence. When infact if I were	,
	the 2-years Senteure Judge Joseph Lop	
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Disposit	tion of my Mellocation Hearing	g 10-12-98 signed by Su	unge Joseph Loper
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- Juco	Willis f. Hauphill	Vated	: NOV. 101

Nov. 16, 1999

To Mrs. Babara Bailey Records Dept.

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11-16-99

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11-16-99

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11-16-99

Page (4)

In conclusion; I believe I am Entitled to the 18-Months I served before being placed on Probation for 2-years and 15-Months I have been locked-up since Aug. 20, 1998 up to now Nov. 20, 1999. If this is true and I am entitled to the 35-Months I have served up to now on Case 7453 + 47454 according to my Time Sheet which shows a Flat time date 11-29-2008 another 4-years I will have served 6-years and 9-Months on a 5-years Sentence this can't be possible.

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@ Montgomery County Gamest Circuit Court Clerks - Tina Rylas Blaylock and Rose Seals; along with Mantgomery Cos Jail Official - Reba Carpenter

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Please have patientance and understanding in reading this Letter. According to some I om just a number but I am still a Human Being with a Mind, Spirit, and Soul.

A Captain Smith from the Letlore Case # 7453 + # 7454

Co. Restitution Center Contacted May Case
Workey Mrs. Kilpatrick about this Mistake

Please Check With frim.

CAUSES 7453 STATE OF MISSISSIPPI VERSUS 12). 11 1e Henry !! JUDGE LODGET DISPOSITION OF CASE QUE YEARS CUSTOCY MEDOC NEW COURT DATE N/A -RIDGE'S SIGNATURE____

WAIVER OF RIGHT TO PRELIMINARY PROBATION REVOCATION HEARING

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cc: Circuit Clerk (Original), Records, Hearing Officer, Field Officer



ARP FORM

ARP FORM	4)	# 2
	ADMINISTRATIVE REHEDY CASE NUMBER	RECEIVED NOV 17 1999
ro: FROM:	BETTY CREECH, INVESTIGATOR Willie J. HEMPHILL INHATE NAME Nov. 16, 1999	ADMINISTRATIVE REMEDY PROGRAM - 2 ROLO TEMPORAMON A SINIT
riis i I have attached	A MAJOR EFFOR with my Time Sheet and I. They are based on almost all false	the Sentencing Orders and Contradictive
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by myt	on my Time Sheet. Page -3 is summary of Probotion Officies and Named Feild Officies and the deception that book per for Inck of Knowledge of my Original Sente	is of Letlose Restitution
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Please have patientance and understanding in reading this Letter. According to some I am just a number but I am still a Human Being with a Mind, Spirit, and Soul.

Wills f, Hunghell #RO67

A Captain Smith from the Letlore Case #5 # 7453+ # 7454

Cor Restitution Center Contacted My Case
Workey Mrs. Kilpatrick about this Mistake

Please Check With him.

	CAUSE 7453
	STATE OF MISSISSIPPI VERSUS 12/11/12 HEMPHALL
	лихов Корел
	DISPOSITION OF CASE QUO YEARS CUSTOCKY MDOC
*	
	BOND None
	NEW COURT DATE N/A
	Montgomery Co. Reba Carporter MSO
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WAIVER OF RIGHT TO PRELIMINARY PROBATION REVOCATION HEARING

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co: Circuit Clerk (Original), Records, Hearing Officer, Field Officer

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0:	BETTY CREECH, INVESTIGATOR	ADMINISTRATIVE REMEDY PROGRAM
ROH:	Willie J. HEMPHILL	, ROG7 SMCL/MDOC , 17-2
ATE:	Nov. 16, 1999	W. W. W. W. W. W. W. W. W. W. W. W. W. W
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Page 2

How did I end up of the Lettore Co. Restitution Center from 12-29-98 thru 3-19-99 receiving 3 of the Rule Violations used to apparently Re-Revoke and Re-Sentence me April 8, 1999 without mo being present when in Reality I was Revoked and Sentence to serve 2-years by Judge Joseph Loper on 10-12-98 and should't have been back at the Restitution Center being charged for Room + Board, Rides, Drug + Alcohol classes, and Drug + Alcohol Testing after being Sentenced to the State.

Here age a few FACTS that may helpyou, help me got to the bottom of this Conspiracy that's violated several of my Constitutional Rights and who knows how many Federal Rules and Regulations. Un Aug- 14, 1998 my Probation Officer I Ellis Books issued a morant for my acrest for violating Probation by Not Paying fines and Restitution and not Reporting. I turned my self in Aug-20, 1998 at this time I requested to go to the Restitution Center to Pay First Restition on or about the 27th of Aug. 1998 Judge Clarence Margan not Judge Joseph Loper sent me to the Letlore Co-Restitution Center to Pay Fines + Restitution MOI for a 5-years suspended sentence. I was kicked out of the Leflore Co. Restitution Center Sept. 6, 1988 for the first 4-Rule Violations showed on Page-7 of the Time Sheets This is when all this confusion began; I was taken on Oct. 12, 1998 before a different (Judge) Judge Joseph Loper instead of Judge Morgan for a Revacation Hearing. Judge Joseph Loper Revoked and Sentenced me to 2-years which I had on Probation not knowing the circumstances of my coses 7453 + \$7454 - On at. 12, 1998 Either one or All of the following falied to do their Paper Work: Feild Officier, Jimmy Hoyt of the Letlose Co. Restitution Center; Ellis Beaus, my Probation Officier; and apparently the Montgomery County Circuit Court Clack; behind this mistake I ended up back at the Leflore Co. Restitution Centeron 12-29-98 for a period of 3-Month that I don't have credit for when I should have been at some STATE Correctional Facility such as Rankin County (CMCF). Following this mistake on 12-28-98 I ended up turning in \$2,000.00 on on \$1,098.00 Fine which contradicts the \$500.00 stated on Page-8 of the Time Sheet.

11-16-99

Agé (3)

During this time from 12-29-98 thru 3-19-99 while I should have been at O STATE CORR. Facility I paid \$ 420.00, Room & Board; 300.00 For Drug + Alcahol Class; 40.00 for Drug + Alcohol Testing and I am not certain of the amount paid for Rides bock and fourth to work and Bock + fourth to Drug + Alcohol Class. I was kicked out of the Restitution Center for the SECOND time on March 19, 1984 for Abscording from work when in reality I was trying to reach my Probation Officier to find out where all my MONEY was going after 32,000.00 on an 1,08.00 I thought I should have been released I was sent not to complete the Program but to Pay Fines + Restitution. On April 7, 1849 I was taken to Court by Grenoch Co. Joil and Lethere Co Restitution Center and Judge Joseph Loper REFUSED to hear my case after Granada Co. Jail Cheif of Security Anthony Holis pulled up a copy of the Disposition of my Revacation Hearing from Oct. 12/1989; The Judge said I couldn't be Reinstated or Revoked becouse I shouldn't have been backat the Restitution Center after He Revokedmy Probation and Sentenced me to 2-years that I had to finish those 2-years. I never went to Court April 8, 1984; but apparently LT. Willie Winters and Deloris Cates of the Restitution Center and Ellis Beaus my Probation Officier saw a way to try and CDVER their rear-End by having me Re-Revoked and Re-Sentenced on the same 1st 4- Rule Violations I was Revoked for 10-12-91 along with 3 other Rule Violations I shouldn't have gotten because I shouldn't have been there. I don't think Judge Copes was aware that I was the same one he had sentenced in Octo because they only used 1-Case # 7453 instead of 2-Case # 7453+# 7454 I was Revoked + Sentenced for 10-12-98.

I am sendend you a copy of the 4-Rule Violation I was kicked out for 9-6-98 and Revoked for 10-12-98. I am also send a Copy of the Disposition of that Remeation thoring with Judge Joseph Lopes signature

Page (4)

In conclusion; I believe I am an filled to the 18-Months I served before being placed on Probation for 2-years and 15-Months I have been locked-up since Aug. 20, 1998 up to now Nov. 20, 1999. If this is true and I am entitled to the 33-Months I have served up to now on Case 7453 t 47454 according to my Time sheet which shows a Flat time clate 11-29-2003 another 4-years I will have served 6-years and 9-Manths on a 5-years Sontence this can't be possible.

If you can not assist me with this problem, would you place direct me to Internal Affairs or whotever Federal Branch or Agents that I can contact concerning Federal Rules and Regulations of the Courts. I would like to put an End to this nightmore or Conspiracy before anymore domage is done - On Aug. 24, 1994. I mailed in a Post-Coviction Relief Motion to Douglass Evans, District Attorney and 3-copies to Montgomery County Circit Court Clerk, Tina. Rylas Blaylock requesting a filed copy which 3-Months later I have not recreved . I don't know who all is involed in this Conspiracy to COUER up the Restitution Center and My Probation Officials Mistake of admitting a STATE Prisoner into a Restitution Center but I intend to get to the bottom of this matter. There is No way I should have to sure 6-years and 9-months on a 5-years Sentence due to Errors made by: Judge Joseph Coper for Revoking + Sentencing metwice without me ever being Reinstated on 4 of the Same Rule Violations; The Montgomery County Circuit Court Clerks for not filing the Judge's Order 10-12-98; Probation and Feild Officiers of the Leflore Co. Restitution Center for Admitting a STATE Risoner into the Restitution Center and Charging him for Things the STATE pays for and trying to covertheir rear-Ends by deceiving the Courts, Montgomery Co. Jail and Grenada Co. Jail who was holding me for not following Due Process of the Judge's Order 10-12-98. (I have written the Restitution Center + Montgomay Co. Inil concerning the time I have Not been given credit for) Sincerly Troubled, Yours. Will f. Heapfill

A List of People involed in this Mix-4p

- Dudge Clarence Morgan The one to Sentence me April 18, 1997 on 2-Case # 7453 + # 7454 and Sent me to the Restriction Center to Pay Fines + Restitution Not A 5-years Suspended Sentence · Aug. 27, 1998
- Dudge Joseph Loper Revoked + Sentenced me to 2-years 10-12-98

 after being Kicked out of the Restitution Center, And Re-Revoked + Re-Sentenced

 to 5-years on April 8, 1999 on 4 of the some Rule Violations without me ever being Reinstate

 Distributed County County Circuit Court Clerks Tina Rylas Blaylock and

 Rose Seals; along with Montgomery Cos Jail Dffired Reba Carpenter
- @ Grenada County Jail Officials William Tedford and Cheif Anthony Holis
- (5) My Probation Officier Ellis Beauts
- @ <u>Leflore</u> County Rostitution Center Feild Officiors Jimmy Hoyt-took me before Judge Lopar 10-12-98; Deloris Cates, and <u>LT. Willie Winters</u> he was the Boss Here signed me in and Kicked me out both times

Please have patientance and understanding in reading this Letter. According to some I am just a number but I am still a Human Being with a Mind, Spirit, and Soul.

Wills f, Henghill " KU61

A Captain Smith from the Lettore Case #5 # 7453 + # 7454

Cor Restitution Center Contacted My Case
Workey Mrs. Kilpatrick about this Mislake

Please Check With pim.

STATE OF MISSISSIPPI VERSUS [L). II ie Hemphall

RUDGE LOPEL

DISPOSITION OF CASE DUD GRAIS CUSTOCH MEDOC

BOND MORE

NEW COURT DATE N/A

MONTGOMERU CO. Roba Canported MSO

DATE 10-12-94

RUDGE'S SIGNATURE DATE DE ALL STOPEN

WAIVER OF RIGIIT TO PRELIMINARY PROBATION REVOCATION HEARING

		CAUSE	7453 4454- 10-12-98	
1. Willie Hen harged with the Probation VI	The State of the S	MDOC	10-12-99	, have been
1. Violation 42. 2. Violation 24. 1 3. Violation 18. Re	Being in an	UNauTheriz	l iTems, such a	Alcohol
4. Violation 19 1			mploy ment	
fter having these charges for OLUNTARILY WAIVE and at I be granted a formal Revision of the AND DATED, this	d relinquish my right ocation Hearing be	t to a Preliminary Proba	Hearphill Fru Dhill	d further request
(Signatur	c and Title)	fully L.		Montga

(Signature and Title)

Willie G. Carta

(Signature and Title)

co: Circuit Clerk (Original), Records, Hearing Officer, Field Officer

STATE OF MISSISSIPPI

VERSUS

WILLIE J. HEMPHILL

CRIMI**GENTAUSE** NO. 7453

RECORDS

AMENDED ORDER

CAME TO BE HEARD on this day for an Order Amending the previous revocation order in the above styled and numbered cause, the Court finds the following facts:

- 1. The defendant in this cause was originally sentenced on April 18, 1997, for the crime of Felony Shoplifting to Five (5) years in the custody of the Mississippi Department of Corrections with One and One-half (1 1/2) years suspended and upon his release from incarceration, the defendant was placed on Two (2) years of supervised probation.
- 2. On October 12, 1998, the defendant was brought before this Court again on a Motion to revoke the defendants probation. At that time this Court found that the defendant had violated the terms and conditions of supervised probation and therefore revoked TWO (2) YEARS of the defendants sentence.
- 3. The original Order of Revocation failed to indicate the fact that Two (2) years of the defendant's sentence was to be revoked.

Therefore, this Order Amends the previous order of revocation dated April 8, 1999, only to the extent that it is explicitly stated that Two (2) years of the defendant's sentence are revoked and the defendant is to serve that Two (2) years in a facility to be determined by the Mississippi Department of Corrections.

IT IS THEREFORE ORDERED that the previous Order of Revocation be hereby Amended to reflect that Two (2) years of the sentence in the above styled and numbered cause be revoked, said revocation to begin as of October 12, 1998, the original date of revocation.

CRECUIT COURT TUDGE

Approved By:

Mickey Mallette, Assistant District Attorney

NOV 17 1999

Ina Lyally Blayloc

MRS. TINA RYALE - BLAYLOOK

CIRCUIT CLERK

DA

FF 285

RO677

STATE OF MISSISSIPPI 7453 Cause/Case No. In the Circuit Court of nontgoniery County TO THE MISSISSIPPI DEPARTMENT OF CORRECTIONS: NOTICE OF CRIMINAL DISPOSITION You are hereby notified that at the <u>Vacation</u> 199 q term of the Circuit Court, Judge Agust presiding, the following disposition was imposed for the crime(s) hereinafter described: I. A. Disposition(s) Reported: Prisoner Commitment | Suspended Sentence/Probation | Acquittal/Dismissal | Provisional Sentence A-1. Provisional Sentence Sentenced under RID □Non-Adjudication Disentenced under Shock Probation Bad Check Diversionary Program Restitution Center in Guilty Plea Guilty Plea after B. Conviction as Result of: days of Commencement of trial Jury Verdict after Revocation Hearing days in trial Last Known Residence (000 the the King dr.) Place of Birth Wingma Ma Country of Citizenship 4.50 Atlan Registration/immigration #_ III. Count I Charge Felow MS Code 5 97-2 Orlg. Caself CENTRA Count II Charge Orlg. Case# MS Code 5 *Count III Charge MS Code 5 Orlg. Case# IV. Date of Sentence Sentence(s) Initially Imposed by Order: Count L "Count III : Count II Counts on Revenue Side Portion of Sentence Portion of Sentence To be served Other Disposition to his Served (renton) Suspended (manue) on Probation (rnAtos) (See Legend on Reverse Side) Count I Count II *Count III to run concurrent with to run consecutive with Conditions/Designation of Sentence: Driabitual Desychological/Psychiatric Dalcohol/Drug Treatment/Testing Dother V. Confined in Jail (On This/These Charges Only Released on Bond Pending Appeal_ Defendant Currently Housed In: VL Fine \$ 500.00 Restlution \$ Indigent Fee \$_ Attorney Fees \$. Court Costs \$_ Other FeenskrijFYING STAMP Conditions of Payment 1 Send Prisoner Commitments, Provisional Sentence Orders and Revocation Orders to: noelel 2/4 Director of Records MOOC MS Supreme Court P. O. Box 117 P. O. Box 88550 Pearl, MS 39208-8550 Jackson, MS 39205-0117 Circuit Clork Send Suspended Sentence/Probation Notices, Provisional Sentence Orders and Revocation Orders to: Data Operations INS Liaison MOOC MS Supreme Court 723 North Prosident St. P. O. Box 117 BCB4S Form CR1-6/31/84 Jackson, MS 39202-3097 Jackson, MS 39205-0117 Acquittal/Dismissal Notices to: INS Liaison (Above Address).

STATE OF MISSISSIPPI

VERSUS

CRIMINAL CAUSE NO. 7453

WILLIE J. HEMPHILL

AMENDED ORDER

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- 2. On October 12, 1998, the defendant was brought before this Court again on a Motion to revoke the defendants probation. At that time this Court found that the defendant had violated the terms and conditions of supervised probation and therefore revoked TWO (2) YEARS of the defendants sentence.
- 3. The original Order of Revocation failed to indicate the fact that Two (2) years of the defendant's sentence was to be revoked.

Therefore, this Order Amends the previous order of revocation dated April 8, 1999, only to the extent that it is explicitly stated that Two (2) years of the defendant's sentence are revoked and the defendant is to serve that Two (2) years in a

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ITOS THEREFORE ORDERED that the previous Order of Revocation be hereby Amended to reflect that Two (2) years of the santepre in the above styled and numbered cause be revoked, said revoketion to begin as of October 12, 1998, the original date of revoketion.

ERRIFYING STAMP

CERTIFYING STAMP

hereby certify that the foregoins

Approved By:

CIRCUIT CLERK

Mickey Mallette, Assistant District Attorney

CIRCUIT CLERK

STATE OF MISSISSIPPI

VERSUS

CRIMINAL CAUSE NO. 7453

WILLIE J. HEMPHILL

Approved By:

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hereby certify that the foregoing is a few copy of the original thereof

Mickey Mallette, Assistant District Attorney

ATTEST JUAN HOUNE

CIGGOLI CLERK

STATE OF MISSISSIPPI

VERSUS

CRIMINAL CAUSE NO. 7453

WILLIE J. HEMPHILL

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CERTIFYING STAMP

· hereby cartify that the foregoing is a true copy of the original thereof

Approved By:

Mickey Mallette, Assistant District Attorney

CIRCUIT CLERK

MISSISSIPPI DEPARTMENT OF CORRECTIONS Administrative Remedy Program

Request For X	Response Receip	t
ARP* Smc 1-99-111	-	
Request for Response to Will	e Stemphall,	# ROGAN
Received By B Per leg (C Respondent's Signature	12/3 Date	9
Please prepare a response on Form Adjudicator within 10 days of this date		ıl Claims

2nd page copy of this receipt is to be returned to the Legal Claims Adjudicator to become part of Inmate's file.

RESPONDENT'S ORIGINAL

MISSISSIPPI DEPARTMENT OF CORRECTIONS Administrative Remedy Program

Request For X 2nd	Response Receipt
ARP STOCK 1-99-1111	
Request for Response to Willie Inmat	Stemphall, # ROLO 7"
Received By Ban les (E. 9) Respondent Signature	1 12 13 99 Date
Please prepare a response on Porm A	RP-2 and return to the Legal Claims

2nd page copy of this receipt is to be returned to the Legal Claims Adjudicator to become pan of Inmate's file.

RESPONDENT'S ORIGINAL

MISSISSIPPI DEPARTMENT OF CORRECTIONS Administrative Remedy Program

Rec	quest For X	Respo	onse Recelpt
ARP* SM	001-99-1111		
Request for Res	ponse to: Willi	ie Stem	phill, # ROGTA
Received By	BROVE (Signature	2	12 13 99 Date
	e a response on Form hin 10 days of this date.		turn to the Legal Claims
2nd page copy	of this receipt is to be	returned to the I	Legal Claims Adjudicator to
2nd page copy become part of		returned to the I	Legal Claims Adjudicator to

RESPONDENT'S ORIGINAL

PHONE MEMO

Pge 294 Line 18

Records Dept. Parchman, MS 38738			Patr	icia Ann Williams Ext. 2321
Date: 19.	16-99	Time:	8 50	A.N.IP.M. ey Co Skoij
Name: Chart	mac	c type Agency:	Mentgon	ey Co Skory
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PHONE MEMO

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PHONE MEMO

Pge 294

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		against a security		

SENTENCE COMPUTATION RECORD

Offender Number: RC677 Computed: 12/16/1999 1 Printed: 12/16/1999 1	0:37 AM 0:37 AM	Name: HEMP County: MO	TILL, WILLIE VIGOMERY	J	1
Offense / Term of Senter SHOPLIFTING ZY OM OU	nce	Date Of Cus Date Releas Pretrial De Date Receiv	sed On Bond	130 DAYS	
Total Earned Time 109D Earned Time Lost 30D		Date Of Sentence Date Crime Committed Sentence Begins Date Maximum Discharge Date ERS Date Earliest Parole Date		04/08/1999 08/21/1996 11/29/1998 11/21/2000 09/02/2000	
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08/12/1999 30D	34821)	09/10/200	00	11/29/2000	11/29/2000
CREDIT FOR TIME SERVER) (8-30/8	09/02/200	00	11/21/2000	11/21/2000

MISSISSIPPI DEPARTMENT OF CORRECTIONS, PARCHMAN MISSISSIPPI

190





Offender Number: R06// Computed: 12/14/1999 02:07 PM Printed: 12/14/1999 02:07 PM	Name: HEMPHILL, WILLIE County: MONIGOMERY	J	\
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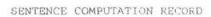
MISSISSIPPI DEPARTMENT OF CORRECTIONS, PARCHMAN MISSISSIPPI



Offender Number: RC677 Computed: 12/16/1999 10:37 AM Printed: 12/16/1999 10:37 AM	Name: HEMPHILL, WILLIE County: MONTGOMERY	3	
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MISSISSIPPI DEPARTMENT OF CORRECTIONS, PARCHMAN MISSISSIPPI

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MISSISSIPPI DEPARTMENT OF CORRECTIONS, PARCHMAN MISSISSIPPI

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MISSISSIPPI DEPARTMENT OF CORRECTIONS, PARCHMAN MISSISSIPPI

SENTENCE COMPUTATION RECORD



Offender Number: R06/7 Computed: 12/14/1999 02:07 PM Printed: 12/14/1999 02:07 PM	Name: HEMPHILL, WILLIE County: MONIGOMERY	4 7
Offense / Term of Sentence SHOPLETING 2Y OM OD	Date Of Custody Date Released On Bond Pretrial Detention	I30 DAYS
	Date Received Date Of Sentence Date Crime Committed	04/08/1999
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Total MET Earned	Earliest Parole Date Discharge Date	11/29/2000
Date Time Credit	BRS Parole	Tentative Maximum
SHOPLIFTING (85%) 04/08/1999 2Y 0M OD 0Y 109E	08/11/2000	11/29/2000 11/29/2000

MISSISSIPPI DEPARTMENT OF CORRECTIONS, PARCHMAN MISSISSIPPI

FORM ARP-2

MISSISSIPPI DEPARTMENT OF CORRECTIONS

NUMBER ____ · ___ · ___

FIRST STEP RESPONSE FORM

Type or use hall point pen. You must return your response to the Legal Claims Adjudicator within 10 days of the date the request was initiated.

TO:

Offender's Name and Number Housing Unit

FROM:

Person to whom 1st Step is Directed Title/Location

Response to Request Dated Received by me:

Notice of the date the request was initiated.

Date Signature

If you are not satisfied with this response, you may go to STBP 2 by filling out the second step section of Form ARP-1 and sending the pink copies of ARP-1 and ARP-2 to the Superintendent. It must be received in the Superintendent's office within 5 days of the date of this response.

COPY - FOR RESPONDENT'S FILE

FORM ARP-2

MISSISSIPPI DEPARTMENT OF CORRECTIONS

NUMBER	•	

FIRST STEP RESPONSE FORM

TO:	fender's Name	and No	mher	***		***************************************	lousing Unit
177			20	65			rousing Citit
PROM:	the management of the land of the land						
Pers	ion to whom I	st Step l	s Direct	ed		Т	itle/Location
Response to Request E	outed			. Rece	eived by m	e	
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If you are not satisfied with this response, you may go to STEP 2 by filling out the second step section of Form ARP-1 and sending the pink copies of ARP-1 and ARP-2 to the Superintendent. It must be received in the Superintendent's office within 5 days of the date of this response.

COPY - FOR RESPONDENT'S FILE

MISSISSIPPI DEPARTMENT OF CORRECTIONS

Offender's Name and Number			H	lousing Unit	
ROM: Person to whom 1st Step is Directed		T	Title/Location		
Response to Request Date	ed	, Rec	eived by me _		
a comment and the					
AND STATE	· ps		p. 155.		
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NUMBER ____ -___

FIRST STEP RESPONSE FORM

If you are not satisfied with this response, you may go to STEP 2 by filling out the second step section of Form ARP-1 and sending the pink copies of ARP-1 and ARP-2 to the Superintendent. It must be received in the Superintendent's office within 5 days of the date of this response.

Signature

COPY - FOR RESPONDENT'S FILE

Date



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MISSISSIPPI DEPARTMENT OF C	CORRECTIONS
STAFF REQUEST FOR INMATE RE-	CLASSIFICATION ()
NAME TEMPTH, WITHE DOCK	1506 11 UNIT FREH-IL
UNIT TRANSFER FROM HOGA-IL B-I TO	11/ARShAII COUNTY LORR. 4/1
INCARCERATION PROGRAM GROUND MAINT TO	Common LABOR
CUSTODY CHANGE FROM. NORB / TO	MORB
RECLASSIFICATION 🕍	
JUSTIFICATION: THIS OTTENDER HAS P	EQUESTED TO BE TEANS 401
10 JO MARSHAIL CO	THY CORR. 4ACILTY.
Cast of Sunot 1 the Ottoriol I	22 H 10-55-99
Thian II (TWO).	16 250
Reduction UNIT CASE MANAGER	Date
Cot Offer	15-25-99
Requestor PRESENT WORK SUPERVISOR	Date
Requestor NEW WORK SUPERVISOR	Date
RECORD CHRCK PERFORMED BY:	CLASSIFICATION COMMITTEE ACTION
via UD (mp) - 10-2199	1/
RECEIVED S 21 99 AGE 28 RACE BIM	Xihle Hayslil
Shal 6-16	Signature of Inmate
OPFENSE(s)	10 27-59
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SENTENCE BEGIN II 97 98 CONVICTIONS 01	TATUTE GLOCAL SECTION
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CLASS DATE	REASON FOR NO AND I NO REMARKS
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MEDICAL CLASS TO WO	YES V
MEDICATIONS	***
NIE	NO
KDS AD-DE-43	COMMITTEE COMMITTEE
DISCHARGE DATE: 1-29-03	COMMITTEE COMMITTEE
NO. OF DISCIPLINARIES	Zirio co
() MINOR (XASERIOUS () MAJOR	
LAST RVR DATE 8-16-99	
ADDITIONAL COMMENTS / INFORMATION	
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MISSISSIPPI DEPARTMENT OF CORRECTIONS STAFF REQUEST FOR INMATE RE-CLASSIFICATION Common work. I'm be assored UNIT CASE MANAGER RECEIVED PRESENT WORK SUPERVISOR MAR 0 1 2000 Requestor NEW WORK SUBSAYISOR -OFTENDER SERVICES Requestor RECORD CHECK PERFORMED BY: DATE HOU INTERVIEWED (COUNTED A SON FORMOW SENTENCE: 418 FIG SIDE: B SECTION: 040 SENTENCE BEGON: MORABONNICE PRIOR CONFINEMENTS: CUSTODY: MADICAS DATE: REASON FOR NO AND/NO REMARKS: CLASS:__ SSCAPE DATE ESCAPE FROM EVALUATION: VIOLATOR:____ ()DETAINER WITH WHOM:__ MEDICAL CLASS: I MEDICATIONS: W/R DATE:___ PAROLE DATE UCS OMMUTTER COMMITTEE DISCHARGE DATE:___ (APPROVED () DISAPPHOYED NO OF DISCIPLINARIES: () MINOR () SERIOUS () SIANOR LAST AVE DATE:___ ADDITIONAL COMMENTS / INFORMATION:

3-23-00

MK

SENTENCE COMPUTATION RECORD

Offender Number: R06// Computed: 07/11/2000 10:56 AM Printed: 07/11/2000 10:56 AM	Name: HEMPHILL, WILLIE County: MONIGOMERY	J
Offense / Term of Sentence SHOPLIFTING 2Y UM UD Total Earned Time 109D Earned Time Lost Total MET Earned	Date Of Custody Date Released On Bond Pretrial Detention Date Received Date Of Sentence Date Crime Committed Sentence Begins Date Maximum Discharge Date ERS Date Earliest Parole Date Discharge Date	13 DAYS 10/12/1998/3 08/21/1996 09/09/1998/3 09/01/2000 05/25/2000 07/24/2000
Date Time Credit SHOPLIFTING (85%) 10/12/1998 2Y 0M 0D 0Y 109D LOSS OF EARNED TIME (34821) 08/12/1999 30D CREDIT FOR TIME SERVED (8-20/ 12/16/1999 - 8D 1NTO TRUSTY STATUS (ERS - 19D 03/29/2000 - 39D	8-28-98) 06/13/20003	Tentative Maximum 09/09/2000 09/09/2000 0 09/09/2000 09/09/2000 0 09/01/2000 09/01/2000 0 07/24/2000 09/01/2000 0

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MISSISSIPPI DEPARTMENT OF CORRECTIONS, PARCHMAN MISSISSIPPI



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SENTENCE COMPUTATION RECORD

Offender Number: R067/ Computed: 01/02/0000 12:00 AM Printed: 05/11/2000 09:30 AM	Name: HEMPHILL, WILLIE County: MONTGOMERY	3
Offense / Term of Sentence SHOPLIFTING 2Y UM UD Total Earned Time 109D Earned Time Lost 30D Total MET Earned	Date Of Custody Date Released On Bond Pretrial Detention Date Received Date Of Sentence Date Crime Committed Sentence Begins Date Maximum Discharge Date ERS Date Earliest Parole Date Discharge Date	130 DAYS 04/08/1999 08/21/1996 11/29/1998 11/21/2000 07/25/2000 09/23/2000
Date Time Credit SHOPLIFTING (85%) 04/08/1999 2Y 0M 0D 0Y 109D LOSS OF EARNED TIME (34821) 08/12/1999 30D CREDIT FOR TIME SERVED (8-20/12/16/1999-8D 1NTO TRUSTY STATUS (ERS - 39D 03/29/2000 - 59D	8-28-98) 09/02/2000	Tentative Maximum 11/29/2000 11/29/2000 11/29/2000 11/29/2000 11/21/2000 11/21/2000 09/23/2000 11/21/2000

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MISSISSIPPI DEPARTMENT	OF CORRECTIONS,	PARCHMAN MISSISSIPE	PI
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WACKENHUT CORRECTIONS CORPORATION MARSHALL COUNTY CORRECTIONAL FACILITY



ARP

THIS IS A REQUEST FOR ADMINISTRATIVE REMEDY

Willie J. Hemphill	RO677	# A-4 DORM
1. DATE OF INCIDENT: 2. TIME OF INCIDENT: 3. PLACE OF INCIDENT: 4. ALLEGED COMPLAINT:		
	cds Deportment-Barl one Trustice Status 12-Days are from	para Bailey for 22- Time Hat evocald 2-31-98 to 3-22-99; levied one these days
Roymond "Tip" (umpkin and pe had Nov. 17, 1999: Stating that my was on Actaber 12, 1998; Not	Dropherlico T worte of Judge Coper to male Original Revocation He April 8, 1998, and 12-3	he Regional Director- he e New Order region and Sentence Order that outs-
The Short showing that you did	I am sording a co	ov of this Dever my Predetention of these 22-Days already begun
s. RELIEF REQUESTED: I would at the Utilose County Restitution and my Sentence had alread have been Eligible for Tince in the Kitchen my first day.	like credit for the my begun: My Trustile	Prohation was Revoked Status which I ing statted work
my E RS - Date up to this	"first" week in f	toril of 2000
Willie J. Heushill	*RU677	4- 4-2000 TODAYS DATE
LEGAL CLAIMS ADJUDICATOR'S SIGNATU	· -	DATE RECEIVED
EXCMARP	nc.	WATE THOUSE ED
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11-21-00

MISSISSIPPI DEPARTMENT OF CORRECTIONS DICARCENATION PROGRAM:_ CUSTODY CHANGE FROM: RECLASSIFICATIONS INST TIME Of Job Jobs Symmetric Ret 3/29/00
UNIT ADMINISTRATOR UNIT CASE MANAGE RECLUTE PRESENT WORK SUPERVIS AFR 2 6 ZWU NEW WORK SUPER VISOR RECORDS TEATION COMMITTES ACTION RECORD INTERVIEWED () TAPEN:___SIDE:___SECTION:____ CUSTOOY: MORE REASON FOR NO AND/NO REMARKS ESCAPE DATE: VIOLATOR:_ ()DETAINER WITH WHOM MEDICAL CLASS: MEDICATIONS:_ WIR DATE: COMMUTTER () DISAPPROVED () APPROVED NO OF DISCIPLINARIES:___ () MINOR () SERIOUS () MARIN Approved for Trusty Status
Effective Date 3/89/ LAST HVR DATE:___ ADDITIONAL COMMENTS / INFORMATION:

FORM ARP-1

MISSISSIPPI DEPARTMENT OF CORRECTIONS

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OFFERIDER'S RELIEF REQUEST FORM

TO: Lett 4	1.6.6	12. 6"
First S	step Respondent	Location
FROM:	. A. J Keell	
	er's Name and Number	Housing Unit
*	,	
Date of	Incident	
1		
ACCEPTED, This request com	nes to you from the Legal Claims Adjudicator	r. See the attached request from the
offender. Please	return your response to this office within 10 of	days of this date.
REJECTED. Your request has b	been rejected for the following reason(s):	
	Jan Committee Co	
	L.C.	fra 🌞
Date	Legal Claims Asig	dicator
SECOND STEP (Pink Copies)		
On	(date), I received a written response to my	First Step request. I am not satia-
fied with this response because		
	e Second Step by sending the pink copy of the), to the Superintendent. This request must re	
		men me outpointendent's other
	he First Step response.	
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within 5 days of my receiving the	Sign	naturc
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within 5 days of my receiving th	Sign (date), I received a written response to my	Second Step request. I am not
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MISSISSIPPI DEPARTMENT OF CORRECTIONS Administrative Remedy Program

To the same of the
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6-3-00 Date
and return to the Legal Claims

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FORM ARP-2 MISSIBSIPPI DEPARTMENT OF CORRECTIONS

FIRST STEP RESPONSE FORM

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	Offende	r's Name and Nun	nber		Housing Unit
ROM: has	bara Batl	ωV			Chief Records Officer
-		whom 1st Step is	Directed		Title/Location
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GTHERI THE	RUI	LE VIOLATION	REPORT	RVR# Nº	034435
JUN 0 8 2000	Zone/Tier	Unit	Cell/Bed #		
RVR - RECEDENT	1	11 0.	154		and the track is the part
Rose Com Con Con	emphili	MDOC " KOL	VIBERNIA LICA	ule # 22 Time 15/5	Entitled
by the specific act of Leep				a ses	
Circumstances and Details	Lec.			0	
On6.7.00 at a	to appro	remas ten	was 1515ku	o. SIMWE	Mi Hengh
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n youd tell se	es ellun	Called L	n ca reer	con an	- JACO
is a cliai viola	tion ig h	2000			
Reporting Employee's Signat	ure:		Clitle: Set PIN	l# Da	to 6.7.00
EvidenceNo	Yes-Located	, Placed in	Sog-PDA_LNO_	_Yes-Location_	-
		/	0	v.	
I request investigation and v	HIVE (95)	Yes - Wilnes	us (es) 1) A hear	ring No	Yes
Accused The Hal	Del l	Employee:	axil the core	67.00	Time / 2/4
Unless waived, you are here seven (7) working days in the			within no less than	24 hours and no	more than
4/8/00 >	9				
Heard by: Disciplinal	Committee_	earing Hearing	Officer Iore than seyen (7) w	orking dave ext	olain-
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Print Full Name of Persons		nber Skons	Chairperso	mber Th	7
Other W 13 1 W 15					
AccusedAdmit	Deny_	Accus	sed Statement:	CLASO	
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WARDEN S DEFOCE	July 1		REC	ORDS	4
Documents read and discuss Other (specify)	edRV	R Investi	gation	ORDS (es) State	ment
Findings: Guilty	Not	Guilty Punishn	nent if Guilty:	I rectifi	Co B
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Signature: & hum	non In	mi	D/0-	tolivala)
	PERSON/HEARI	NG OFFICER	1400/1/	fint	
		XIONE	Chies CIV	,	. /
Appeal may be filed with Ins	itutional Superin	nlendent within 15	days after receipt of	disciplinary deci	Non.
Offender Signature:	Turky!	WY HI	ECE View	14/14/	_
Signature of Reviewing Ward	on / Designee:	Kynhein	Date	30 19 00)
Loss of Earned Time A	pprovéd D	Disapproved	JUN 2 7 2000		
The state of the s				ner of Correction	
Original with All attachments - BAILEY FRINTING CO, INC 262-871	Records 1st - Co	npy - Offender Office	ender SERVIC	Copy · Repe	orting Employee

MISSISSIPPI DEPARTMENT OF CORREC. . JNS AUG MCCFIDISCIRLINARY THER () 2000 RULE VIOLATION REPORT RVR-RECEIVED ALL Dillie MDOC # ROLD) Violated Rule # 19
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by the specific act of Refriction to left Report Heavy House True
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2) Diana has gre
Accused: With Tapping Del Employee: Col Jorean Date (1-3-00) Time 2) Diana hayre

Accused: Will Del Employee: (A forential Date (B) Time

Unless waived, you are hereby notified that a hearing will be held within no less than 24 hours and no more seven (7) working days in the appropriate hearing office. Heard by: 6 9 Disciplinary Committee Hearing Officer
Working days between the of violation and hearing 1. If more than seven (?) working days, explain: Print Full Name of Persons at Hearing - Accused Lillie Hending Chairperson Scrumed WN 4 9 200 RECORDS MARSHALL A SHELTIONA FAC WASHING DILICE Documents rend and discussed Punishment, if Guilty: Level reducts for Not Guilty AF to I to real believe Reason (1): Presed a KILL athur (1610) Signature: CHAIRPERSON/HEARING OFFICEM
Disciplinary Cummittee Members: CA Appeal may be filed with Institutional Superintendent within RECEIVE Diplinary decision Offender Signature: /12 Signature of Reviewing Warden / Designee: Loss of Earned Time_ OFFENDER CommissionES Corrections or Original with All attachments - Records 1st - Copy - Offender 2nd - Copy - Working File 3rd - Copy - Reporting BALLEY PRINTING CO., INC. - 152 (21)

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facsimile transmittal

Marshall County Gorrectional Facility 833 West Street P.O. Box 5188 Holly Springs, MS 36436 / 38634 Tel: 552-252-7111

Date: 7/21/2000 To: Gloria	Fax#: 1-662-745-6365" Phone:
From: Martha Ayers Records Officer Marshall County Correctional Facility	Fax #: (862) 252-7197 Phone: (882) 282-7111 Ext. 134
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CONFIDENTIALITY NOTICE:

The accompanying fundantle is impended solely for the use of the understand designance below.

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STATE OF MISSISSIPPI DEPARTMENT OF CORRECTIONS RECORDS DEPARTMENT

July 21, 2000

MCCF Attn: Martha Ayers 833 West St. Rolly Springs, MS 38635

RE: WILLIE HEMPHILL #R0677

DEAR SIR/MADAM:

THE ABOVE	NAMED IS NOW CONFINED	N MCCF
ENCLOSED !	IS A DISCHARGE CERTIFICAT	E AND A CHECK IN THE AMOUNT
OF \$ 25.	.00 TO BE DISCHARGED	ON July 24, 2000

A DETAINER IS ON FILE FOR N/A AND THEY WILL.

TAKE CUSTODY ON THE DISCHARGE DATE BETWEEN 8:00 AM AND 5:00 PM.

IF THE SUBJECT IS ALREADY IN THEIR CUSTODY, THEY WILL CONTINUE

TO HOLD THE SUBJECT ON THE PENDING CHARGES.

SINCERELY,

BARBARA BAILEY CHIEF RECORDS OFFICER

BB/gg

PROM THE OFFENDERS BO THAT WE CAN MAIL HIS CHECK AND ORIGINAL CERTIFICATE

612 Alice hane " Hinona, Ms 38667

P.O. BOX 880 - PARCHMAN, MISSISSIPPI SETTE



STATE OF MISSISSIPPI DEPARTMENT OF CORRECTIONS RECORDS DEPARTMENT

July 21, 2000

MCCF				
Attn:	Martha	Ay	ers	
833 We	est St.			20
Holly	Springs		MS	3863

RE: WILLIE HEMPHILL #R0677

DEAR SIR/MADAM:

			CONTRACTOR CONTRACTOR		
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TO HO	LD THE S	UBJECT ON THE	PENDING CHA	RGES.	

SINCERELY,

BARBARA BAILEY

CHIEF RECORDS OFFICER

NOTE********PLEASE GET A MAILING ADDRESS FROM THE OFFENDERS SO THAT WE CAN MAIL HIS CHECK AND ORIGINAL CERTIFICATE

BB/gg

P.O. BOX BBQ . PARCHMAN, MISSISSIPPI 38738

OFFICE OF RECORDS P. O. BOX 880 PARCHMAN, MS 38738



(662) 745-6611 ext. 2321 (662) 745-6305 (FAX)

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"NOTICE OF CONFIDENTIALITY"

If you received this telefux in error, please contact our office at the number below and destroy this telefux message. If you have trouble to receiving this message, please call us at the number above to arrange a retransmission.



Dat	e: JULY 21, 2000	
Hon	orable JOSEPH LOPER	
Uisi	ACKERMAN, MS	77):::::::::::::::::::::::::::::::::::
RE:	Name: HEMPHILL, I	WILLIE J.
	Register Number:	R0677
	Offense(s): SHOPL	IFTING
	County of Conviction: M	ONTGOMERY
	Cause Number: 7453	
Dea	r Judge LOPER	
law on e	ordance with House Bill #565 to inform you that the prisone expiration of sentence.	notification of the Imminent release of the above named subject. In to amend 47-7-17 of the Mississippi Code, 1972, we are required by in named above will be released on
Res	pectfully.	
	oara Bailey Chief Records Officer	
BB/	LS	
Cc:	DISTRICT ATTORNEY P.O.BOX 1262 GRENADA,MS 38902	MONTGOMERY CO SHEIRFF"S DEPT P.O.BOX 346 WINONA,MS
	CIRCUIT CLERK P.O.BOX 765 WINONA,MS	WINONA POLICE DPET. 109 LIBERTY ST WINONA,MS 38967

P O BOX 880 - PARCHMAN MISSISSIPPI 18738

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made man deline.	FINAL DISPOSITION REPORT			1				

C-1	#35911PAO Billimitted to FBI Mickle WILLIE J.	Final Disposition & Date (If convicted or subject pleaded guilty to lesser charge, include this modification with disposition.) DISCHARGED: JULY 24YN, 2000
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	Social Security No. (SOC) Bridude complete name and location of egency,	This Form Submitted By: (Name, Title, Agency, ORI No., City & State) MISSISSIPPI DEPARTMENT OF CORRECTIONS PARCHIAN, MS ORLEMSO67015C BARBARA SAILEY Signature CORR-CHIEF RECORDS OFFICER The
real entre- place	Date Arrested or Received 5/21/99	COURT ORDERED EXPUNGEMENT: Return Arrest Fingerprint Card to Contributing Agency; Certified or Authenticated Copy of Court Order Attached.
		Right Four Fingers Taken Simultaneously

Mississippi Department of Corrections Parchman, Mississippi 38738



DISCHARGE CERTIFICATE

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MISSISSIPPI DEPARTMENT OF CORRECTIONS APR 2 0 2000 DETENTION NOTICE

	SERVICES
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BEING PLACED IN DETENTION:	STITUTIONAL WATCH COMMANDER BEFORE
(1) You have the right to be provided written notice of the	arges or reason for detention (2) You have the right to call sent(s) (4) If the above involves a rule violation report(s), you
have to have these incident(s) investigated by an investiga	iting employee from the Disciplinary Department (5) If a major
violation, you have the right to counsel when you have bee	en formally charged. You will meet a Classification Committee
within 72 working hours. If you need more time, you have	to request that time from the Classification Committee
Chairperson in writing	
I HAVE RECEIVED A COPY OF THIS NOTICE:	
Willi Henplist	
Inmate Signature	Signature of Authority Witnessing Inmate's
	Refusal of Service
DATE: 3.5-00 TIME: 22/3	
DATE. 2.7 SU THEIL. TOWN	Position
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K. Williams	11.0
Signature of Approving Authority	0108 B 14
PART III	77
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INDICTMENT

THE STATE OF MISSISSIPPI

VERSUS

CAUSE NO. - COLDLISCE

P.02

P. Q2

WILLIE HEMPHILL

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING 697-23-93

THE STATE OF MISSISSIPPI COUNTY OF MONTGOMERY

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, OCTOBER 2001 TERM Grand Jury Sworn and Empaneled October 1, 2001

The Grand Jurors of the State of Mississippi, taken from the body of good and lawful citizens of said county, elected, summoned, empaneled, sworn and charged to inquire in and for the county aforesaid, at the term aforesaid of the Court aforesaid, in the name and by the authority of the State of Mississippi, upon their oath present that

WILLIE HEMPHILL

late of Montgomery County, Mississippi, on or about the 24th day of August, 2001, in the county and state aforesaid and within the jurisdiction of this Court, did wilfully, unlawfully and feloniously take possession of Two (2) cartons of New Port 100's eigerettes, a further and more complete description being to the Grand Jury unknown, which were held by, affered, or displayed for sale by Wal-Mart Stores of America, Inc., a corporation, d/b/a Wal-Mart Store #215, located in Wisous, Mississippi, the said defendant having then and there the intention and purpose of converting said merchandise to his own use without paying the purchase price therefor, and the defendant having been at least twice previously convicted of shoplifting upon charges separately brought and arising out of separate incidents at different times within seven (7) years of August 24, 2001; such convictions more particularly described as follows:

- Convicted of shoplifting on August 13, 1994, in the Municipal Court of Winona, Mississippi, as reflected in the records of said Court in Docket Book 1-9408-2696.
- Convicted of shoplifting on December 17, 1996 in the Municipal Court of Winona, Mississippi, as reflected in the records of said Court in Docket Book 3-9608-4233.

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INDICTMENT

THE STATE OF MISSISSIPPI

VERSUS

CAUSE NO. 2 POLOLISCK

WOLLE HEMPHILL

INDICTMENT FOR THE OFFENSE OF FELONY SHOPLIFTING 697-23-93

THE STATE OF MISSISSIPPI

COUNTY OF MONTGOSTERY
IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, OCTOBER 2001 TERM
Grand Jury Sworn and Empaneled October 1, 2001

The Grand Survey of the State of Mississippi, taken from the body of good and lawful citizens of said county, elected, summoned, empaneled, sworn and charged to inquire in and for the county aforesaid, at the term aforesaid of the Court aforesaid, in the name and by the authority of the State of Mississippi, upon their oath present that

WILLIE HEMPHILL

late of Montgomery County, Mississippi, on or about the 24th day of August 2001, in the county and state aforestid and within the jurisdiction of this Court, did vilfully, unlawfully and feloniously take possession of Two (2) cartons of New Port 140's eigeretics, a further and more complete description bolog to the Grand Jury unknown, which were held by inferied, or displayed for tale by Wal-Muri Stores of America, Inc., a corporation, dfb/a Wal-Mart Store 4215, located in Winous, Mississippi, the said defendant having then aid there the intention and purpose of converting said merchandise to his own use without paying the purchase price therefor, and the defendant having been at least twice previously convicted of shoplitting upon charges separately brought and drising out of separate incidents at different times within seven (7) years of August 24, 2011; such convictions more particularly described a follows:

- 1. Convicted of shoplifting on August 23, 1994, in the Musicipal Court of Winene, Mississippi, as reflected in the records of said Court in Docket Book 1-9408-2696.
- 2. Convicted of staplifting on December 17, 1996 in the Municipal Court of Winons, Missimiph, as reflected in the records of said Court in Docket Book 3-9608-4213.

FILED

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DEC-21-01 02:36 PM CHORE

IN THE CIRCUIT COURT OF MONTOUMERY COUNTY, MISS, SSIPPI

STATE OF MISSISSIPPI

VS

CAUSE NO. 2001-0118-CR

WILLIE HEMPTILLI.

JUDGEMENT

On December 18, 2001, in open court came the district attorney, the defendant in his own proper person and the defendant's counsel, the defendant having been charged by indictment with the FELONY CRIME, OF SHOPLIFTING, and for plea thereto, the defendant entered a plea of guilty. Thereafter, the court advised the defendant of all his legal and constitutional rights in the premises, and of the consequences of such plea; and after the defendant freely, volunturily and intelligently waived his constitutional rights, and after the defendant admitted upon direct questioning that he is guilty of the crime to which he has pleaded guilty, the said plea of guilty was and is accepted by the court

IT IS, THEREFORD ORDERFD that the defendant, WILLIE HEMPHILL, he and he is bereby sentenced to serve a term of five (5) years with the Mississippi Department of Corrections. After the defendant has served a period of three (3) months and twenty-two (22) days, the Mississippi Department of Corrections is hereby ordered to place him in a program of post-release supervision pursuant to Section 47-7-34 of the Mississippi Code of 1972 for a period of four (4) years and two hundred fifty-three (253) days, provided the defendant has abided by all of the rules and regulations of the Mississippi Department of Corrections during his period of monteoration. The defendant is ordered to pay restitution, all court costs, fees, and associations in this matter.

The defendant is to be given oradit for time served.

The following are terms of supervised probation and post-release supervision:

(a) commit no offense against the laws of this or any state of the United States or of the United States:

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P . D3

(b) avoid injurious or violous habits and avoid persons or places of disreputable or harmful

(c) support all dependents;

(d) work faithfully at suitable employment so for us possible,

(e) not possess or consume any alcoholic beverage, not go into or commit about anyplace where alroholic beverages are sold as a primary sale item, and not possess or use any controlled

substance not lawfully prescribed by a physician;
(f) submit to any type of brisish, saliva or urine chemical analysis test, the purpose of which is to desert the possible presence of alsohol or any substance prohibited or controlled by the laws of this or any state of the United States or of the United States;

(g) report to the Department of Corrections as directed by it;
(h) permit the Field Officer to visit him at home or claewhere:
(l) remain within the State of Minsissippi unless sutherized to leave on proper application

(i) waive extradition to the State of Mississippi from any jurisdiction is, or outside the United States and agree not to contest any effort by any jurisdiction to return defendant to the State of Mississippi;

(k) pay to the Department of Corrections the sum of \$30.00 per month by "certified check" or "money order" until discharged from supervision;

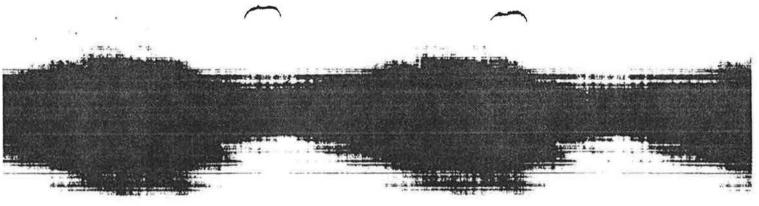
(I) pay restitution, atterney's fees, court costs and assessments as outlined above.

(iii) The defendant is not to operate a motor vehicle until he/she has been issued a valid driver's license

The defendant is remanded to the custody of the Sheriff in await transportation.

SO ORDERED this the 18th day of December, 2001

R0677	
STATE OF MISSISSIPPI	
is the Circuit Court of Hontgomery County. Cause/Case No. 2001-1	MECR
TO THE MISSISSIPPI DEPARTMENT OF CORRECTIONS:	•
NOTICE OF CRIMINAL DISPOSITION	11-11-11
You are hereby notified that at the Variation 20.0 term of the Circuit Court, Judge ARE providing, the following dispersion was imposed for the crime(s) hereinster described:	nce E Magan III-
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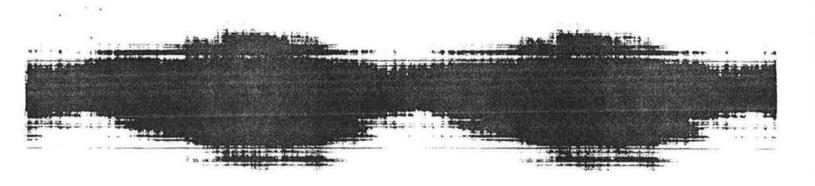


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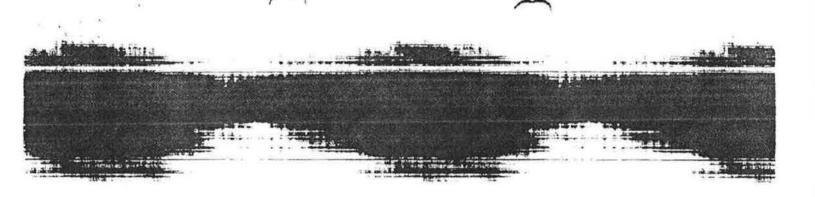
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SENTENCE COMPUTATION RECORD

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Offense / Term of Sentence SHOPLIFTING UY 3M 22D	Date Of Custody Date Released On Bond Pretrial Detention Date Received	IG9 DAYS
Offender Number: R0677 Computed: 12/21/2001 02:49 PM Printed: 12/21/2001 02:50 PM	Name: HEMPHILL, WILLIE County: MONTGOMERY Unit: M5 Building:	Zone:

MISSISSIPPI DEPARTMENT OF CORRECTIONS, PARCHMAN MISSISSIPPI



SENTENCE COMPUTATION RECORD

Offender Number: R06// Computed: 12/21/2001 02:49 PM Printed: 12/21/2001 02:50 PM	Name: HEMPHILL, WILLIE County: MONTGOMERY Unit: M5 Building:	Zone:
Offense / Term of Sentence SHOPLIFTING UY 3M 22D	Date Of Custody Date Released On Bond Pretrial Detention Date Received	109 DAYS
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MISSISSIPPI DEPARTMENT OF CORRECTIONS, PARCHMAN MISSISSIPPI



MISSISSIPPI DEPARTMENT OF CORRECTIONS
CENTRAL MISSISSIPPI CORRECTIONAL FACILITY
JAIL TIME SHEET

NAME Welle / Lemphile DOCH ROLO 77 MSPH

SOCIAL SECURITY NUMBER

DATES IN JAIL

TO

B-24-01 TO 12-21-01 Released by

NUMBER OF DAYS

DATA RECEIVED FROM Basken DATA RECEIVED BY

DATE 12-21-01

BASK CONTROL 12-01

BASK CONTROL 12-0

Mississippi Department of Corrections



DISCHARGE CERTIFICATE

Race black	Sex male		-		Ht. N/A	FL N/A		
Weight N/A	Huir	N/A	Eyes	N/A	Complexion	N/A	_ Build _	N/A
Marks and scars								
Who was convict	ed by the Cir							County
for felony crim	c of shoplif	ing						
and was semence	d to	2111	5		Yer Yer	ar(s) in the Mi	ssissippi D	epartment o
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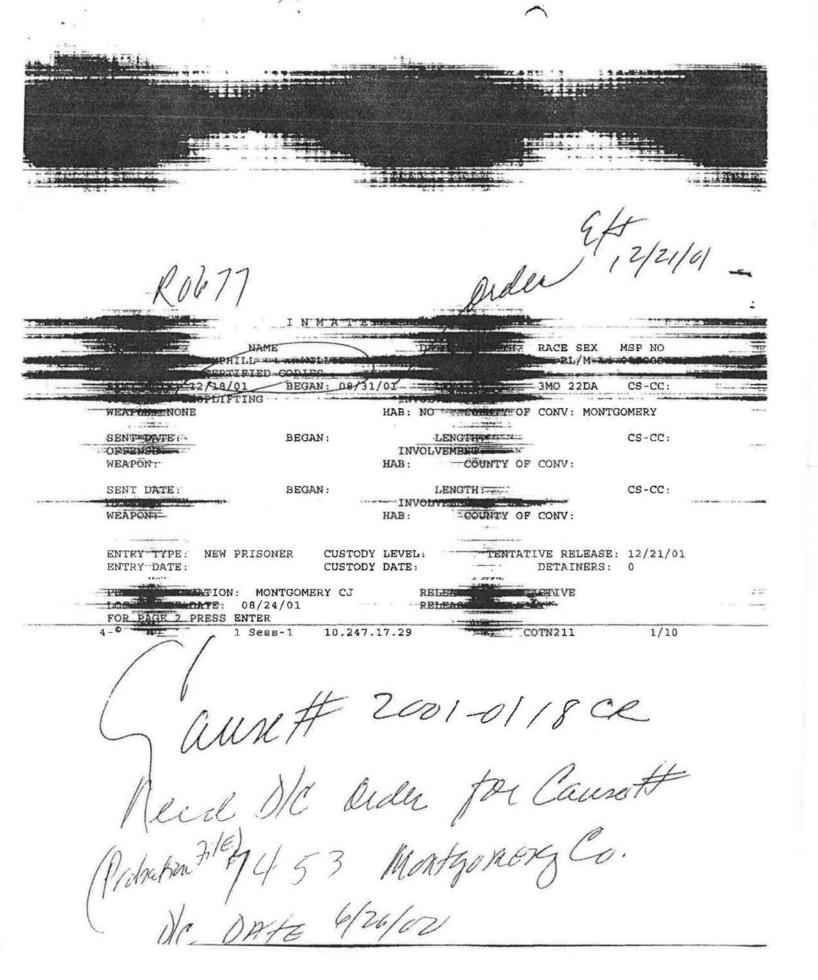
PROBATION REPORTING FORM

THIS IS TO INFORM YOU	Willie Hemphill	R0677
	NAME	MSP NUMBER
YOU BAVE 4yrs. & 253 days	YEARS PROBATION TO	POLLOW YOUR RELEASE,
PROM MDOC AND IMMEDIATELY U	PON YOUR RETURN TO	Montgomery
COUNTY, YOU ARE TO REPORT TO		
	FIELD OFFICER	
	109 Liberty St.	
	ADDRESS	
	Winona, MS 38967	
	WIHOHA, 113 30907	
	(662)283-3466	
	TELEPHONE	
Jane	, S. Bond	1
	DIRECTOR OF R	
ву		
INMATES'S SIGNATURE		
DATE:		

STATE OF MISSISSIPPI DEPARTMENT OF CORRECTIONS RECORDS DEPARTMENT

Date:	DECEMBER 21,2	001		
Honorab	le CLARENCE	MORGAN		
Distri	t 5		Kin The Control of th	
	P.O. BOX 72	1	-	
	KOSCIUSKO	,MS 39090	(
RE:	Name: WILLIE H	EMPHILL		_
				_
		HOPLIFTING		_
	County of Cor	viction; MONTGO	MERY	_
	Cause Number (s): 2001-0118CR		
Dear J	12			
prison	BER 21,2001	de, 1972, we are ve will be releas	required by law to inform you ed on EXPIRATION SENTENCE	that theon
	forward imm alove cause		to this office, any commitments	s not reflected
Respec	tfully,			
7 - S - S - S - S - S - S - S - S - S -	Britt	*		
CB/LS				
CCI				
P.O.BO	ICT ATTORNEY OX 1262 ADA,MS 38902	CIRCUIT CLERK P.O.BOX 765 WINONA,MS 38967	MONTGOMERY CO SHERIFFS DEPT P.O.BOX 346 WINONA,MS 38967	POLICE DEPT. 698 SUMIT ST WINONA,MS 38967

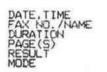
P.O. BOX 890 * PARCHMAN, MISSISSIPPI 38738



... ANSMISSION VERIFICATION REPORT



TIME : 12/21/2001 15:58 NAME : FAX : TEL :



12/21 15:54 81682334 88:84:38 12 0K STANDARD ECM

RO677 Homphill, Willie

MISSISSIA FI DEPARTMENT OF CORRECTIONS CENTRAL MISSISSIPPI CORRECTIONAL FACILITY JAIL TIME SHEET

NAME Willie / Lemphile DOC#	R6677 MSP#
SOCIAL SECURITY NUMBER	RACE B SEX 777 DOB
JAIL Montgomery	
DATES IN JAIL	_ то
8-24-01	TO 12.21-01 Released by
West, the second	то
	_ то
NUMBER OF DAYS	
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DATE 12.21-01	
sax emet—(emet-j.1.s)	



Incident Detail

March 11, 2019

Incident Information:

ID: 28216DC63285

Facility: MCCF

Location: MCCF

06/08/2000 10:10 Date: Category: GENERAL

Chemical Restraint: Mechanical Restraint:

Type:

RVR 19 Refusing To Obey Staff Order

Amount: 0.00

Combined:

IN WRITING

0

No

ODCCRINGFOEPI616

State:

Offender: HEMPHIL, WILLIE J

R0677

Staff:

Incident Outcome(s):

Loss of Privileges: Y

Warning:

Restitution:

WARNED

Date:

Fine:

06/16/2000

Not Available

N/A

Confinement:

Date:

Amount: 0.00

N

Days:

Method:

Page 1 of 1

Incident Detail

March 11, 2019

Incident Information:

ID:

033435DC9855

Facility: MCCF

Location: MCCF

Date:

06/07/2000 15:15 Category: GENERAL

Chemical Restraint: Mechanical Restraint:

IN WRITING

RVR 22 IN Unauthorized Area W/O

Combined:

No

ODCCRINCF0EPI616

Staff:

Permission Not Available

State:

Offender: HEMPHIL, WILLIE J

ID:

R0677

Incident Outcome(s):

Loss of Privileges: Y

Date:

Date:

Fine:

Warning:

WARNED

06/14/2000

Confinement:

N/A

Restitution: Ν

0.00 Amount: Amount: 0.00

Method:

0 Days:

Page 1 of 1

Incident Detail

March 11, 2019

Incident Information:

ID: 34852DC85236

Facility: Smci Location: Smci 2

Date: 08/15/1999 04:15

Category: GENERAL Type:

RVR 04 Engaging IN Sexual ACT Combined: State:

Not Available Staff:

Offender: HEMPHIL, WILLIE J

R0677

Incident Outcome(s):

Loss of Privileges: Y

Warning:

WARNED

Date: Confinement:

08/17/1999

N/A

Date:

Fine:

Restitution:

Amount: 0.00 0.00 Amount:

Page 1 of 1

ODCCRINCF0EPI616

No

Chemical Restraint:

Method:

Days:

Mechanical Restraint:

IN WRITING

Incident Detail

March 11, 2019

Incident Information:

ID: 34821DC85109

Facility: Smci Location: Smci

08/10/1999 06:55 Date:

Category: GENERAL

Chemical Restraint: Mechanical Restraint: ODCCRINCFOEPI616

No

Type: RVR 19 Refusing To Obey Staff Order Combined:

Amount: 0.00

Amount: 0.00

State:

IN WRITING

0

Offender: HEMPHIL, WILLIE J

R0677

Staff:

Incident Outcome(s):

Date:

Fine:

Restitution:

Loss of Privileges: Y

Warning: WARNED

Not Available

Date: 08/16/1999

Confinement:

N/A

N

Method:

Days:

Page 1 of 1

Incident Detail

March 11, 2019

Incident Information:

ID: 34820DC85104

Facility: Smci

Location: Smci 2

Date: Category: GENERAL

08/10/1999 06:50

RVR 19 Refusing To Obey Staff Order

Not Available

Combined: State:

Chemical Restraint:

Mechanical Restraint:

IN WRITING

0

Offender: HEMPHIL, WILLIE J ID: R0677

Type:

Staff:

Incident Outcome(s):

Loss of Privileges: Y

Warning:

Date:

WARNED 08/12/1999

Confinement:

Restitution:

N/A

Date:

Fine:

Amount: 0.00 N Amount: 0.00

Days:

Method:

Page 1 of 1

ODCCRINCF0EPI616

No

Incident Detail

March 11, 2019

Incident Information:

ID:

34822DC85112

Date:

Staff:

Facility: Smci Location: Smci 2

08/10/1999 06:50

Category: GENERAL Type:

RVR 19 Refusing To Obey Staff Order Not Available

Chemical Restraint: Mechanical Restraint:

IN WRITING

0

ODCCRINCF0EPI616

No

Combined:

State:

Offender: HEMPHIL, WILLIE J

R0677

Incident Outcome(s):

Loss of Privileges: Y

Warning:

WARNED

Date:

Fine:

08/12/1999

Confinement:

N/A

Date:

Restitution:

N N

Amount: 0.00

Method:

Days:

Amount: 0.00

Page 1 of 1

Incident Detail

March 11, 2019

Incident Information:

ID: 34770DC84840

Facility: Smci

Location: Smci 2

08/05/1999 06:50 Date:

Category: GENERAL

RVR 19 Refusing To Obey Staff Order

Chemical Restraint: Mechanical Restraint: ODCCRINCF0EPI616

No

Combined:

State:

Offender: HEMPHIL, WILLIE J

Type:

Staff:

R0677 ID:

Incident Outcome(s):

Loss of Privileges: Y

Warning:

WARNED

Date:

08/10/1999

Confinement:

N/A

Not Available

Date: Fine:

Restitution:

Amount:

0.00

Amount: 0.00

Days:

Method:

0

IN WRITING

Page 1 of 1

Record obtained by APM Reports from the Shelby County Criminal Justice System Portal at https://cjs.shelbycountytn.gov/CJS/.

Party Information

Defendant HEMPHILL, WILLIE JAMES

Current Address 1558 S PRESCOTT MEMPHIS TN, 38111

Date of Birth 09/10/1971

Warrant Information

Location

Division 25

Warrant Number 1030382

Warrant Type

State Warrant

Issuing Judge

Judge, General Sessions

Issued Status

Warrant Open for Work Issued

Charges

Offense Date	Code	Offense	Degree	Fine	Bond
09/07/2001	21012	AGGRAVATED ASSAULT	Felony C	\$0.00	\$0.00

Shelby County Sheriff's Office Warrant Information System

New Search

Shelby County Sheriff's Homepage

DO NOT ATTEMPT TO ARREST OR DETAIN ANY OF THE SUBJECTS OF THE WARRANTS LISTED IN THIS DATABASE. The list is current at the time of posting. This database is updated hourly and therefore recent changes in the status of warrants may not be reflected. It is possible that some warrants have been resolved and the matter is no longer pending. This information is being provided as a service to the public; however the SCSO cannot guarantee nor assume any liability for the accuracy of the information at the time of use. All warrants must be verified for accuracy through our system prior to an apprehension. NO ATTEMPT SHOULD BE MADE TO APPREHEND THESE INDIVIDUALS EXCEPT BY LAW ENFORCEMENT OR PEACE OFFICERS. SOME INDIVIDUALS MAY BE ARMED AND SHOULD BE CONSIDERED DANGEROUS. If you recognize a name on the list, if you find your name, or if you find a discrepancy, please contact SCSO Fugitive Bureau at 222-5627 or via email



Page: 1 of 1 0.22864580154419 sec



TENNESSEE BUREAU OF INVESTIGATION ATTN: TORIS

901 R.S. Gass Boulevard Nashville, Tennessee 37216-2639 (615) 744-4057 Facsimile (615) 744-4289



02/05/2018

MADELEINE B BARAN 480 CEDAR STREET ST. PAUL MN 55101

Tennessee Criminal History Records Request

Attached is the response to your request for a criminal history record check on the following individual in which Tennessee information was found. NOTE: All aliases submitted have been searched.

WILLIE HEMPHILL

Please be aware that, unless a fingerprint comparison is performed, it is impossible for the Tennessee Bureau of Investigation to be sure the record belongs to the individual you requested. A fingerprint comparison will only be performed in the event of a written appeal of criminal history results. The information you receive will be based on only those arrests which occurred within the state of Tennessee.

The Tennessee Bureau of Investigation found Tennessee criminal history based on the information provided. No criminal record check was conducted for other states or for the Federal Bureau of Investigation.

Tennessee Open Records Information Services Tennessee Bureau of Investigation 901 R.S. Gass Blvd. Nashville, TN 37216



THE INFORMATION IN THIS RAP SHEET IS SUBJECT TO THE FOLLOWING CAVEATS:

THIS RECORD IS BASED ONLY ON THE SID OR FBI NUMBER IN YOUR REQUEST (597772) BECAUSE ADDITIONS OR DELETIONS MAY BE MADE AT ANY TIME, A NEW COPY SHOULD BE REQUESTED WHEN NEEDED FOR SUBSEQUENT USE. USE OF THE FOLLOWING RECORD IS REGULATED BY LAW. IT IS FURNISHED FOR OFFICIAL USE ONLY AND SHOULD ONLY BE USED FOR THE PURPOSE REQUESTED. WHEN EXPLANATION OF A CHARGE OR DISPOSITION IS NEEDED, COMMUNICATE DIRECTLY WITH THE AGENCY THAT CONTRIBUTED THE FINGERPRINTS.

SUBJECT NAME(S)

HEMPHILL, WILLIE JAMES

SUBJECT DESCRIPTION

FBI NUMBER STATE ID NUMBER

SOCIAL SECURITY NUMBER

SEX RACE SKIN TONE MALE BLACK UNKNOWN

 HEIGHT
 WEIGHT
 DATE OF BIRTH

 5'06"
 130
 1971-09-10

HAIR COLOR EYE COLOR BLACK BROWN

PLACE OF BIRTH

TN

COUNTS

DISPOSITION

TRACKING NUMBER 100828149

TRACKING NUMBER 100834445 EARLIEST EVENT DATE 2001-07-05 INCIDENT DATE 2001-07-05 ARREST DATE

ARREST CASE NUMBER

ARRESTING AGENCY

SUBJECT'S NAME

OFFENDER ID NUMBER

CHARGE NUMBER

OUARGE NUMBER

CONTEMPT OF COURT COUNTS 1 UNKNOWN SEVERITY TRACKING NUMBER 101107535 EARLIEST EVENT DATE 2001-07-05 COURT DISPOSITION (CYCLE 002) COURT AGENCY TNMPD0000 MEMPHIS PD SUBJECT'S NAME WILLIE JAMES HEMPHILL CHARGE CHARGE LITERAL CONTEMPT OF COURT-GEN LAW CHARGE DESCRIPTION UNKNOWN

(07-06-01, DISMISSED ;)

```
EARLIEST EVENT DATE
                    2000-11-30
ARREST DATE
                    2000-11-30
ARREST CASE NUMBER
                   150055
ARRESTING AGENCY
                   TNMPD0000 MEMPHIS PD
SUBJECT'S NAME
                   WILLIE JAMES HEMPHILL
OFFENDER ID NUMBER
                    597772
                  100828149
CHARGE NUMBER
                  SIMPLE ASSAULT
CHARGE LITERAL
COUNTS
                    1
                  UNKNOWN
SEVERITY
TRACKING NUMBER
                 414316
1994-03-24 INCIDENT DATE
EARLIEST EVENT DATE
                                                1994-03-24
ARREST DATE
                    1994-03-24
                 00150055
ARREST CASE NUMBER
ARRESTING AGENCY
                   TN0790000 SHELBY COUNTY SO
SUBJECT'S NAME
                  WILLIE JAMES HEMPHILL
                   597772
414316
OFFENDER ID NUMBER
CHARGE NUMBER
CHARGE LITERAL
                   ROBBERY
COUNTS
SEVERITY
                   FELONY
TRACKING NUMBER
                    36280
EARLIEST EVENT DATE
                    1993-11-03
CORRECTIONS
                    (CYCLE 005)
CORRECTIONS AGENCY
                    TN079033C SHELBY CO CORRECTIONAL CENTER
SUBJECT'S NAME
                   WILLIE JAMES HEMPHILL
CORRECTIONAL ID NUMBER 150055
CORRECTION ACTION RECEIVED-60 DAYS AT 70%
CORRECTION COMMENT LARCENY/WEAPON POSSESSION SENTENCE TYPE MISDEMEANOR CONVICTED
TRACKING NUMBER
                   414315
EARLIEST EVENT DATE 1993-10-19 INCIDENT DATE
                                                1993-10-19
ARREST CASE NUMBER 00150055

ARRESTING AGENCY TN0790000 SHELBY COUNTY SO
SUBJECT'S NAME WILLIF HEMPLIFE
OFFENDER ID NUMBER 597772
CHARGE NUMBER
                     414315
                 POSSESSION OF WEAPON
CHARGE LITERAL
COUNTS
                   1
SEVERITY
                  UNKNOWN
TRACKING NUMBER
                    414314
EARLIEST EVENT DATE
                   1992-05-27 INCIDENT DATE
                                                1992-05-27
ARREST DATE
                   1992-05-27
ARREST CASE NUMBER
ARRESTING AGENCY
                  00150055
                  TN0790000 SHELBY COUNTY SO
SUBJECT'S NAME
                  WILLIE JAMES HEMPHILL
                    597772
OFFENDER ID NUMBER
CHARGE NUMBER
                     414314
                    POSSESSION OF WEAPON
CHARGE LITERAL
COUNTS
                   UNKNOWN
SEVERITY
******* INDEX OF AGENCIES
                                      ******
AGENCY
                    MEMPHIS PD; TNMPD0000;
AGENCY
                    MEMPHIS PD; TNMPD0000;
                    SHELBY COUNTY SO; TN0790000;
AGENCY
```

AGENCY	SHELBY COUNTY SO;	TN0790000;
AGENCY	SHELBY COUNTY SO;	TN0790000;
* * * END OF RECORD *	* *	
#################	##################	#############

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION,IN 46952ON STREET

INVESTIGATIVE REPORT

Offense: Statute/Charge: UCR Code:	Unknown Code Unknown Code Unknown Code	Report #: 200200011970 - 000 Stat #: 35-42-2-1 Status: COMMITTED
Location:	410 E 36TH	Apt/Zip: / 46952
Grid:	Unknown Code	City:
Patrol:	Unknown Code	County:
Reporting Off:	Unknown Code	Misc No:
Division:		Shift: Unknown Code
Date Reported:	04/16/2002	Time Reported: 0131
Date Occurred:	04/16/2002	Time Occurred: 0131
Latest Poss Date:		Latest Poss Time:
Veh Recovered:		Stolen Veh Amt: \$ 0
Stolen Prop Amt:	\$ 0	Damaged Prop Amt: \$ 0
Inv Off:		Adult/Juvenile:
Disposition:	Unknown Code	Disposition Date: 04/16/2002
Weapon:		Domestic Violence:
Hate/Bias:		Alcohol/Drug Rel: /
Method of Entry:		Forced Entry:

Report No: 200200011970 INC NAMES

Sfx: 000 Name: JOHNSON, TELENA SSN: Name Type: Unknown Code Sex: F Race: B Height: 000 Weight: 000 Hair: BLKEyes: BRO 01/10/1964 Phone/Cell: (765) 677-0816 DOB: Age: 38 Address:

MARION , IN 46953

Employer: Phone: () Address:

,

Victim Number: 001 Offense Indicator: 000

Victim Type:

Injury Extent: N Unknown Code

Injury Types:
Injury Types:
Injury Types:
Injury Types:
Injury Types:

Special Circumstances:

Run: 13-JUN-2019 11:42 MARION POLICE DEPARTMENT Page: 1

NAR01 - Run By: JENTES, STACEY

Agency: 00 NARRATIVE REPORT

CFS Number: 00-200200011970

Narr Sfx: 0000 Reporter: Time: 17:12:00 Date: 04/16/2002

Marion Police Department

Case Report

Date: April 16, 2002

Case #02-011970

Officer: Larry Shaw II

Offense: Battery with Injury, I.C. 35-42-2-1

Narrative: On April 16, 2002, I was dispatched to for a report of a cutting. I made contact with the victim, Telena Johnson. The victim had a small laceration on her forehead above her right eye. The victim stated that the suspect, Willie Hemphill, had come over to her house with a bag of clothing. The victim stated that the suspect is involved with drugs and she wants no part in that. The victim stated that she told the suspect he could not stay in her apartment and he had to leave. The victim stated that the suspect refused to leave. The victim stated she left the apartment to try and get one of the suspect's friends to come over and remove him from her apartment.

The victim stated that when she returned home the suspect was waiting outside for her and followed her back up into the apartment. The victim stated that she told the suspect to leave or she was going to call the police. The victim then stated that the suspect began pulling her hair and punching her in the face. The victim stated that she received a laceration to her forehead at this time. The victim stated that the suspect then ripped the phone cord out of the wall plug. The suspect also knocked over the television set and cable box. The victim stated that she continued to struggle with the suspect to get him to leave the apartment. The victim stated that when the suspect left he took her car keys. The victim stated that the suspect left the scene in her car, a 1997 Toyota two door with Texas plates.

The victim's daughter, stated that she witnessed the battery and attempted to get the suspect off her mother. that in the process the suspect shoved her.

I took 35mm photographs of the victim's injuries. I also took pictures of the damage to the apartment. I observed the phone disconnected and the television on the floor. I also observed a red in color liquid substance on the kitchen floor and all down the staircase. I drove the victim and her children to relatives, so they could stay there for the night. Dispatch placed an attempt to locate on the suspect and the victim's vehicle.

Action Taken: 35mm photographs, Huntington County Sheriff's department located the victim's vehicle.

Action Needed: Prosecutive report

Submitted by: Larry Shaw II, 946

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION,IN 46952ON STREET

OFF07

INVESTIGATIVE REPORT

Report No: 200200011970 INC NAME	S				
Name: Name Type: Unknown Code Height: 000 Weight: 000 DOB: Age: 16 Ph	SSN: Sex: Hair: hone/Cell:	F BLK (765)	677-0816	Sfx: Race: Eyes: ()	
MARION , IN 46952 Employer: Address:	Phone:	()	-		
r					
Name: HEMPHILL, WILLIE Name Type: Unknown Code Height: 510 Weight: 150 DOB: // Age: 30 Ph Address: 1802 S RACE MARION , IN 46952 Employer:	SSN: Sex: Hair: cone/Cell: Phone:	M BLK ()	-	Sfx: Race: Eyes: ()	002 B BRO
Address:	inone.	\			
1					
Suspect Number: 001 Offense Indicator: 000 Suspect Code: S Unknown Code Suspect Build: Suspect Teeth: Suspect Speech: Suspect Facial Hair: Suspect Clothing:					

Run: 13-JUN-2019 11:42 OFF07 MARION POLICE DEPARTMENT Page: 3

OFF07

INVESTIGATIVE REPORT

Report No: 200200011970 **ARRESTS**

Name: HEMPHILL, WILLIE J Arrest #: 00000002419 - 000 Arr Seq #: 01 Sex: M Race: B Height: 510 Weight: Hair: BLK Eyes: BRO

AKA: DOB: 09/10/1971 Age: SSN: 0

State: IN Exp 00 DL: Type: #:

Complexion: SMT:

Address: 1802 S RACE

MARION, IN 46952

Arrest Time: 19:15 Arrest Date: 04/17/2002 Phone:) (

Arr Agency: Arr Officer: Unknown Code Unknown Code Influence: UNKNOWN Weapon:

Offense 1: Unknown Code

35-42-2-1 Statute 1: Unknown Code

Report No: 200200011970 **VEHICLES**

0 Make: TOYOTA Sfx: 000 Record Type: STOLEN Value: \$

Yr: 1997 RED Model: TERCEL Style: 2DR Color: License Tag: Lic State: TX VIN:

Rep Officer: Unknown Code Status: Veh Loc:

TTY #: Theft Loc: Name Type: Name:

0 \$ Damage Code: Damage Amt: 0

Recover Loc: Recover Amt: \$

Date Stolen: 04/16/2002 Recovery Date: Release Date:

Description:

Run: 13-JUN-2019 11:42 MARION POLICE DEPARTMENT

NARO1 - Run By: JENTES, STACEY

Agency: 00

NARRATIVE REPORT

Page:

OFF Number: 00-200200011970-000 Narr Sfx: 0001 Reporter:

Date: 04/18/2002 Time: 07:04:32

Marion Police Department

02-012152

April 17, 2002

Warrant Arrest

Possession of Marijuana under 30 grams

On April 17, 2002, I went to 1802 S. Race St. I located Willie Hemphill. I had an arrest warrant through city court for Hemphill. Hemphill was taken into custody after the warrant was confirmed. Hemphill was transported to the Grant County Sheriff Department. During the intake process Cpl. Beckett of the Grant County Sheriff Department located a small clear plastic bag that contained a greenish brown plant material inside. The substance was located in the front left pocket of Hemphill. The substance was turned over to me. I took the evidence to the Marion Police Department. I field-tested the substance with a Duquenois Reagent field test kit. The substance field-tested positive for marijuana. The weight was less than 30 grams. The evidence was placed into a secure evidence locker.

Hemphill was charged with a Warrant 27HO2-0204-CM-0382-0381 with a bond of \$800.00. He was also charged with possession of Marijuana under 30 grams.

Submitted By:

Mark Stefanatos

April 17, 2002

Run: 25-JUN-2019 11:46 OFF07 HUNTINGTON CO SHERIFF

HUNTINGTON CO SHERIFF

332 E STATE ST HUNTINGTON,IN 46750

INVESTIGATIVE REPORT

Report #: 000020020254 - 000 Offense: TR NEVER LICENSED

Statute/Charge: LICENSE - NEVER LICENSED Stat #: 9-24-18-1 UCR Code: NON-UCR REPORTABLE Status: COMMITTED Location: 81 MM I69 SOUTHBOUND Apt/Zip: / 46750 HUNTINGTON Grid: ROCK CREEK TOWNSHIP City: AREA 3 GRIDS 7, 8 & 9 HUNTINGTON CO Patrol:

HORNE, CARTER Reporting Off:

Division:

Date Reported: 04/16/2002 Date Occurred: 04/16/2002

Latest Poss Date: 04/16/2002 Veh Recovered:

Stolen Prop Amt: \$ Inv Off: HORNE, CARTER

Disposition: ACTIVE PENDING

Weapon: Hate/Bias:

Method of Entry:

County: Misc No:

2100-0500 Shift: Time Reported:

0347 Time Occurred: 0347 Latest Poss Time: 0000

Stolen Veh Amt: \$ 0 Damaged Prop Amt: \$ 0

Adult/Juvenile: Α

Disposition Date: 04/16/2002

/

Domestic Violence: Alcohol/Drug Rel:

Forced Entry:

Report No: 000020020254 **INC NAMES**

Sfx: 000 HEMPHILL.WILLIE SSN: Name: Name Type: OFFENDER Sex: Μ Race: B Eyes: BRO Height: 510 Weight: 150 Hair: BLK DOB: 09/10/1971 Age: 30 Phone/Cell: (() -)

1802 RACE ST Address:

> . IN 46953 MARION

Employer: Phone: ()

Address:

Report No: 000020020254 **VEHICLES**

Sfx: 000 Record Type: OTHER Value: \$ 0 Make: TOYOTA

Model: Style: Color: MAROON Yr: 2002

License Tag: XSB01P Lic State: TX VIN: JT2AC52L4V0202159

RECOVERED Rep Officer: HORNE, CARTER Status: Veh Loc: I69 81MM SOUTHBOUND

TTY #:

DRIVER Name Type: Name: HEMPHILL, WILLIE

Damage Code: Damage Amt: 0

Recover Loc: STREET/HIGHWAY Recover Amt: \$ 0 Date Stolen: Recovery Date: 04/16/2002 Release Date:

Description:

Theft Loc:

Run: 25-JUN-2019 11:47 HUNTINGTON CO SHERIFF Page: 1

NARO1 (Ver: 2015.4.00) - Run By: GRAY,ROXY - From: SHERIFF94

Agency: 02 NARRATIVE REPORT

OFF Number: 02-000020020254-000 Narr Sfx: 0000 Reporter: HORNE,CARTER

Date: 04/24/2002 Time: 00:35:34

On the early morning of Tuesday May 16,2002 this officer was dispatched to check on a vehicle in the ditch at the 82mm southbound I69. Dispatch advised that the vehicle was a mini van and that the driver was last reported to be walking southbound from the scene. Upon arrival in the area, I located the vehicle in the ditch near the 81mm. The vehicle was a Toyota car with Texas plates. Evidence at the scene indicated the car, travelled off roadway, coming to rest in the ditch. No accident had taken place and there did not appear to be any damage to the car. I advised dispatch of such and then proceeded south to attempt to locate the driver. As I pulled near to the southbound scales, I located a subject walking with a duffel bag. I approached him and inquired if he was the driver of the car in the ditch. He replied that he was. When asked what had happened he replied that he must have fallen asleep. I asked for a driver's license, the subject produced an ID card, identifying him as a Willie Hemphill of Marion. I asked Willie if he had a driver's license to which he replied he did not. I then asked if he had ever had a learner's permit and he replied that he had a long time ago. I then radioed dispatch to attempt a license check, dispatch advised that the BMV files were down. I requested a warrant check out of Grant County on Willie. Dispatch came back a short time later with information that Willie had been involved in a domestic dispute earlier in the day and may be wanted for questioning by Marion PD. A short time later, Grant County advised that Willie was not wanted at this time although the car he was driving was wanted, as it belonged to the victim/girlfriend. A tow truck was called for the car and Willie was transported to the truck stop to attempt to call for a ride. After clearing from the call and before going off duty, dispatch advised licensed return on Willie Hemphill indicated he was unlicensed and had never had a learner's permit.

Deputy James Carter Horne 35-10 Huntington County Sheriff's Department

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION, IN 46952ON STREET

INVESTIGATIVE REPORT

Offense: Statute/Charge: UCR Code:	Unknown Code Unknown Code Unknown Code	Report #: 200200012152 - 000 Stat #: 35-48-4-11 Status: COMMITTED
Location:	1802 S RACE	Apt/Zip: / 46953
Grid:	Unknown Code	City: Unknown Code
Patrol:	Unknown Code	County:
Reporting Off:	Unknown Code	Misc No:
Division:		Shift: Unknown Code
Date Reported:	04/17/2002	Time Reported: 1915
Date Occurred:	04/17/2002	Time Occurred: 1941
Latest Poss Date:	04/17/2002	Latest Poss Time: 1915
Veh Recovered:		Stolen Veh Amt: \$ 0
Stolen Prop Amt:	\$ 0	Damaged Prop Amt: \$ 0
Inv Off:		Adult/Juvenile: A
Disposition:	Unknown Code	Disposition Date: 04/17/2002
Weapon:		Domestic Violence: N
Hate/Bias:		Alcohol/Drug Rel: / N
Method of Entry:		Forced Entry:

Report No: 200200012152 ARRESTS

Arrest #: 000000002419 - 001	Arr Seq #: 01	Name: HEMPH	ILL, WILLIE J
Sex: M Race: B Height: 510	Weight: 15	O Hair: BLK	Eyes: BRO
DOB: 09/10/1971 Age: 30	SSN:	AKA: 0	
DL: Type:	#:		State: IN Exp 00
Complexion:	SMT:		
Address: 1802 S RACE			
MARION, IN 46952			
Phone: () -	Arrest Date:	04/17/2002	Arrest Time: 19:15
Arr Agency:	Arr Officer:	Unknown Code	
Influence: UNKNOWN	Weapon:	Unknown Code	
Offense 1: Unknown Code			
Statute 1: Unknown Code		35-48-4-11	

Run: 1-MAR-2018 10:16 MARION POLICE DEPARTMENT Page: 1

NAR01 - Run By: JENTES, STACEY

Agency: 00 NARRATIVE REPORT

OFF Number: 00-200200012152-000 Narr Sfx: 0000 Reporter:

Date: 04/18/2002 Time: 07:07:30

Marion Police Department

02-012152

April 17, 2002

Warrant Arrest

Possession of Marijuana under 30 grams

On April 17, 2002, I went to 1802 S. Race St. I located Willie Hemphill. I had an arrest warrant through city court for Hemphill. Hemphill was taken into custody after the warrant was confirmed. Hemphill was transported to the Grant County Sheriff Department. During the intake process Cpl. Beckett of the Grant County Sheriff Department located a small clear plastic bag that contained a greenish brown plant material inside. The substance was located in the front left pocket of Hemphill. The substance was turned over to me. I took the evidence to the Marion Police Department. I field-tested the substance with a Duquenois Reagent field test kit. The substance field-tested positive for marijuana. The weight was less than 30 grams. The evidence was placed into a secure evidence locker.

Hemphill was charged with a Warrant 27HO2-0204-CM-0382-0381 with a bond of \$800.00. He was also charged with possession of Marijuana under 30 grams.

Submitted By:

Mark Stefanatos

April 17, 2002

Marion City Court Chronological Case Summary

11:41 AM

Case #

0204CM0381

Date Filed

04/16/02

Name Address HEMPHILL, WILLIE J 1802 S. RACE STREET

Status

PL GUILTY

MARION, IN 46953

Telephone

Date Disposed 05/24/02

IC Numbers

Description

35-42-2-1

BATTERY

Attorney Name 02-01970; 4/17/02

Attorney Addr J. MCKOWN, JR.

APPOINTED,

Prosecutor Name Prosecutor Tel Prosecutor #

Attorney Tel Attorney #

Court costs 129.00 Fine

SSP Other costs

Bond

Sureties

RJO Summary of Filings and Proceedings Date

05/23/02 x 180/108 DAYS SSP; 5/24/02 COMPLETED JAIL TIME; 1 YR FORM PROBATION

Marion City Court Chronological Case Summary

11:41 AM

Case #

0204CM0382

Date Filed

04/16/02

Name

HEMPHILL, WILLIE J

Address

1802 S. RACE MARION, IN 46953 Status

CH PLEA

Telephone

Date Disposed 05/24/02

IC Numbers

Description

35-42-2-1

BATTERY

Attorney Name 02-011970; 4/17/02

Attorney Addr

Prosecutor Name Prosecutor Tel Prosecutor #

Attorney Tel Attorney #

Court costs CONSOLD Fine

Other costs

Bond

Sureties

RJO Summary of Filings and Proceedings Date

05/23/02 x 180/108 DAYS SSP; 5/24/02 COMPLETED JAIL TIME; 1 YR FORM PROB

Marion City Court Chronological Case Summary

11:40 AM

Case #

0204CM0385

Date Filed

04/16/02

Name

HEMPHILL, WILLIE

Address

1802 S. RACE

Status

CH PLEA

Telephone

MARION, IN 46953

Date Disposed 05/24/02

IC Numbers

Description

35-43-1-2

CRIMINAL MISCHIEF

Attorney Name 02-012152; 4/17/02

Attorney Addr

Attorney Tel

Prosecutor Name Prosecutor Tel Prosecutor #

Attorney #

Court costs

CONSOL

Fine

Other costs

Bond

Sureties

RJO Summary of Filings and Proceedings

05/23/02 x 180/108 DAYS SSP; 1 YR FORM PROB

Marion City Court Chronological Case Summary

11:41 AM

Case #

0204CM0391

Date Filed

04/17/02

Name

HEMPHILL, WILLIE J

Address

1802 S. RACE

Status

CH PLEA

Telephone

MARION, IN 46953

Date Disposed 05/24/02

IC Numbers

Description

35-48-4-11

POSSESSION OF MARIJUANA

Attorney Name 02-012152; 4/17/02

Attorney Addr

Prosecutor Name Prosecutor Tel Prosecutor #

Attorney Tel Attorney #

Court costs CONSOL Fine

Other costs

Bond

Sureties

Date RJO Summary of Filings and Proceedings

05/23/02 x 180/108 DAYS SSP; 5/24/02 COMPLETED JAIL TIME; 1 YR FORM PROB

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

State of Indiana vs. Willie Hemphill

Case Number	35D01-0205-CM-00411
Court	Huntington Superior Court
Type	CM - Criminal Misdemeanor
Filed	05/03/2002
Status	05/28/2002 , Decided

Parties to the Case

Defendant Hemphill, Willie

Description Male, Black Address 1802 Race St

Marion, IN 46953

State State of Indiana

Plaintiff

Attorney Jeremy Albert Clark

#2083855

Garwood & Clark 450 N. Jefferson St. P.O. Box 30

.0. 000 30

Huntington, In. 46750 219-356-4350(W)

Charges

01 05/03/2002 OPER. W/O HAVING A LICENSE

Statute -Degree CNV

Chronological Case Summary

05/06/2002 Converted Event

PROBABLE CAUSE DETERMINATION FILED. ORDER ISSUED. WARRANT ISSUED. BOND SET IN THE AMOUNT OF \$5,000.

(ENTRY)RJO OB #94

05/06/2002 Converted Event

CLERK ISSUES WARRANT.

05/28/2002 Converted Event

WARRANT RETURNED.

1 of 2 5/28/18, 11:19 PM

05/28/2002 Converted Event

JUDGMENT OF CONVICTION AND SENTENCING COMES NOW THE STATE OF INDIANA BY DEPUTY PROSECUTOR AND THE DEFENDANT, WILLIE J. HEMPHILL, IN PERSON FOR THE INITIAL HEARING. THE COURT ADVISES THE DEFENDANT OF THE NATURE OF THE CHARGE(S) AGAINST HIM/HER, THE MINIMUM AND MAXIMUM PENALTY THEREON AND OF HIS/HER CONSTITUTIONAL RIGHTS AS PER I.C. 35-37-7-5. DEFENDANT ENTERS A PLEA OF GUILTY TO THE CRIME(S) OF OPERATOR OF A MOTOR VEHICLE NEVER LICENSED. THE COURT NOW FINDS THAT THE DEFENDANT UNDERSTANDS THE NATURE OF THE CHARGE(S) AGAINST HIM/HER TO WHICH HE/SHE HAS PLED GUILTY, THAT HE/SHE UNDERSTANDS THE POSSIBLE SENTENCE(S) AND FINE(S) THEREUNDER THAT HIS/HER PLEA WAS FREELY AND VOLUNTARILY MADE, THAT THE PLEA IS ACCURATE AND THAT THERE IS A FACTUAL BASIS FOR DEFENDANT'S PLEA OF GUILTY. THE COURT ACCEPTS THE PLEA OF GUILTY AND FINDS THE DEFENDANT GUILTY OF OPERATOR OF A MOTOR VEHILCE NEVER LICENSE. IT IS NOW ORDERED AND ADJUDGED THAT DEFENDANT, WILLIE J. HEMPHILL, IS GUILTY OF THE CRIME(S) OF OPERATOR OF A MOTOR VEHILCE NEVER LICENSED. IT IS FURTHER ORDERED AND ADJUDGED THAT THE DEFENDANT BE SENTENCED AS FOLLOWS: DEFENDANT IS SENTENCED TO 60 DAYS AT THE HCJ, SUSPENDED EXCEPT FOR 6 DAYS. DEFENDANT IS FINED \$50.00 PLUS COURT COSTS OF \$129.00. COURT WILL WAIVE FINE IF PROOF OF LICENSE IS SHOWN WITHIN 90 DAYS, COURT PLACES DEFENDANT ON INFORMAL PROBATION TO THE HUNTINGTON COUNTY PROBATION DEPARTMENT FOR 1 YEAR WITH A \$50.00 PROBATION USERS FEE TO BE PAID ON DATE WHEN FINE AND COURT COSTS ARE DUE. COURT GIVES THE DEFENDANT A COPY OF THE TERMS OF PROBATION IN OPEN COURT. DEFENDANT IS ORDERED TO HAVE ALL FINES, FEES AND COURT COSTS PAID BY 8/27/02 OR IS ORDERED TO APPEAR ON THAT DATE AT 1:30 P.M. LNT: DEFENDANT STATE, SHERIFF, PROBATION, CLERK. (NOTICE) RJO. DATED THIS 28TH ___ THOMAS M. HAKES, JUDGE PRO TEM HUNTINGTON SUPERIOR DAY OF MAY, 2002. __ COURT OB #94

05/28/2002 **Judgment**

- 01. OPER. W/O HAVING A LICENSE
 - Conversion Unknown

08/27/2002 Converted Event

DEFENDANT FAILED TO APPEAR. WARRANT ISSUED. BOND \$229.00 (CASH). DEFENDANT'S LICENSE SUSPENDED FOR FAILURE TO PAY. (ENTRY)RJO OB #95

08/29/2002 Converted Event

CLERK ISSUES WARRANT AND NOTIFIED BMV.

09/26/2002 Converted Event

DEFENDANT IN PERSON/BY MAIL PAYS FINE AND COURT COSTS IN FULL WITH RECEIPT #A19937.

10/01/2002 Converted Event

DEFENDANT HAVING PAID FINES AND FEES IN FULL, THE COURT ORDERS LICENSE SUSPENSION FOR FAILURE TO PAY VACATED. LNT: DEFENDANT, STATE, (NOTICE)RJO ORDER BOOK # 96

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

2 of 2 5/28/18, 11:19 PM



HUNTINGTON COUNTY JAIL

HUNTINGTON, INDIANA 46750

			BOOKING#	X: 00020020348-00 00002 F-122- R-
	hill (First			(MIDDLE)
				_ST <u>TN</u> ZIP <u>46953</u>
TX 664-1827	SEX: M F SOC#		OB	AGE 30
RACE1	HAIR BIK EY	ES 30 HEIGH	r <u>5 9</u>	WEIGHT 150
CHARGE Oper. Never	Licensed BOND ST	O BONDSMAN _	WARI	RANT # 35 DO10205 CMCC
CHARGE	BOND	BONDSMAN	WARI	RANT#
CHARGE	BOND	BONDSMAN	WARI	RANT #
CHARGE	BOND	BONDSMAN	WARI	RANT #
SENTENCE Time				
			-	
				- III The second of the second
ARRESTING OFFICER 35-5 IDACS / NCIC PHOTO / PRINTS LIP TO AGE 21, HA	ADMISSION D	TE 5/1	24 102	TIME <u>08:00</u>
-AF)	140			UT DATE//
A S	1		11	UVLE
ITIM NOTIFICATION	00)			
10 HN SON				
165-677-0816 165-677-4513				
165-677- 4513	немрни	LL, WILLIE		
v 765-664 1011	ID No. Soc No.	FBI No. State ID Height Weight	11	NTAKE PHONE CALL
WAS CALLED	BLACK Eye BROWN	5' 09" 150 lb Hair BLACK		
WAS CAILED				
HIIO (

	02	*Transaction #:	000000004182		Reference #/Suffix:	0000WARR4	73(0 0
me:	HEMPHILL,WI	LLIE			Date: 05 24 2	002	Time: 0850
icer:	000000005	BEGHTEL,JAY			Action: S SERVED		
unt:	12.00			Location:			
rks:	PICKED UP AT	GRANT COUNTY	JAIL		Valid Add	dress? OYes	○No
e # ·	35D010205CM0	0411					



HUNTINGTON COUNTY JAIL

HUNTINGTON, INDIANA 46750

PRIS ID - SFX: 000020020348

500	SI						BOOKI	NG# CCC	02002	1360	
6							CELL#	-	H- 8	36	
NAME _	HEMPI	4iLL			wille (FIRST)			(MIDDLE)		
ADDRESS		2001425							3	ZIP	46953
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RACE BE	DCK	HAIR	BIK	_ EYES	Bro	HE	IGHT _	509	WEIG	HT _	150
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CHARGE			BOND		BONDS	MAN		WARRAN	NT#		
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					43	2					
						TO BE					

09/10/1971

Race BLACK

Eye BROWN

INTAKE PHONE CALL



110mPH:11 1.1:11P

HEMPHILL, WILLIE

Height 5' 10" Hair BLACK

Weight 150 lb

	02	*Transaction #	000000004760	Reference #/Suffix: 0000WAR	R5179 0 0
Name:	HEMPHILL,WI	LLIE		Date: 09 25 2002	Time: 0923
Officer:	0000000083	DOUGLAS,PAUL		Action: S SERVED	
Amount:	12.00		Location:		
temarks:				Valid Address? Ye	s ONo
Cause#:	35D010205CH0	0411			

HUNTINGTON COUNTY SHERIFF'S DEPARTMENT

CHRISTIAN E. NEWTON, SHERIFF CHAD HAMMEL, CHIEF DEPUTY



332 East State Street Huntington, IN 46750

Administrative: 260-356-2520 Dispatch: 260-356-8316 Jail: 260-356-3110 Fax: 260-358-4877

TO: PARKER YESKO

AMERICAN PUBLIC MEDIA

FROM: CPT. JEFF KYLE

DATE: WEDNESDAY, JUNE 12, 2019 RE: WILLIE JAMES HEMPHILL

I HAVE RECEIVED A PUBLIC INFORMATION REQUEST FORM FROM PARKER YESKO TO GET INFORMATION ABOUT WILLIE JAMES HEMPHILL, DOB 9-10-71

MR. HEMPHILL WAS INCARCERATED AT THE HUNTINGTON COUNTY JAIL, HUNTINGTON, IN, ON THE FOLLOWING DATES.....

- 1. 5-24-2002 TO 5-28-2002. NEVER LICENSED
- 2. 9-25-2002 TO 9-25-2002. FAILURE TO APPEAR

THIS IS ALL OF THE INFORMATION THE HUNTINGTON COUNTY JAIL HAS ON WILLIE JAMES HEMPHILL.

RESPECTFULLY,

CPT. JEFF KYLE HUNTINGTON COUNTY JAIL COMMANDER

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION, IN 46952ON STREET

INVESTIGATIVE REPORT

Offense: Unknown Code Report #: 200200043525 - 000 Statute/Charge: Unknown Code Stat #: 35-42-2-1.3 UCR Code: Unknown Code Status: COMMITTED Location: Apt/Zip: / 46952 Grid: Unknown Code City: Unknown Code Patrol: Unknown Code County: Reporting Off: Unknown Code Misc No: Division: Shift: Unknown Code Date Reported: 12/15/2002 Time Reported: 0415 Date Occurred: 12/15/2002 Time Occurred: 0330 Latest Poss Date: Latest Poss Time: 0415 Veh Recovered: Stolen Veh Amt: 0 Stolen Prop Amt: \$ 0 Damaged Prop Amt: \$ 0 Inv Off: Adult/Juvenile: A Disposition: Unknown Code Disposition Date: 10/09/2003 Domestic Violence: Y Weapon: Alcohol/Drug Rel: Hate/Bias: Method of Entry: Forced Entry:

Report No: 200200043525 INC NAMES

Name: HOLMES, TANIEL SSN: Sfx: 000 Name Type: Unknown Code Sex: Race: W Weight: 180 Height: 504 Hair: BRO Eyes: GRN 11/02/1975 DOB: Age: 27 Phone/Cell: (765) 668-4134 ()

Address:

MARION , IN 46952

Employer: MASTER CUTS Phone: (765) 662-6767

Address: 1129 N BALDWIN AV

MARION, IN 46952

Victim Number: 001 Offense Indicator: 000

Victim Type: A Unknown Code Injury Extent: N Unknown Code Injury Types: ZZ Unknown Code

Injury Types: Injury Types: Injury Types: Injury Types:

Special Circumstances:

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION, IN 46952ON STREET

OFF07 INVESTIGATIVE REPORT

Report No: 200200043525 INC NAMES

Name: HEMPHILL, WILLIE J SSN: Sfx: 001 Name Type: Unknown Code Race: B Sex: Weight: 150 Hair: BLK Eyes: BRO Height: 510 09/10/1971 DOB: 31 Phone/Cell: (765) 668-4134 () -Age:

Address: MARION

, IN 46952 Employer: Phone: ()

Address:

Suspect Number: 001 Offense Indicator: 000

Suspect Code:

Suspect Build: Z Unknown Code Suspect Teeth: Z Unknown Code Suspect Speech: Z Unknown Code Suspect Facial Hair: Z Unknown Code Suspect Clothing: Z Unknown Code

Report No: 200200043525 SUSPECTS

Name: HEMPHILL, WILLIE J SSN: Sfx: 001 AKA: Race: B Sex: 510 Weight: 150 Hair: Eyes: BRO Height: BLK 09/10/1971 Age: (765) 668-4134 () DOB: 31 Phone: Address:

, IN 46952 MARION

Report No: 200200043525 ARRESTS

Arrest #: 000000003992 - 000 Arr Seq #: Name: HEMPHILL, WILLIE J Sex: M Race: B Height: 510 Weight: 150 Hair: BLK Eyes: BRO

DOB: 09/10/1971 Age: 31 SSN: AKA:

State: IN Exp 00 DL: Type: #:

Complexion: Unknown Code SMT:

1621 W 12TH STREET Address:

MARION, IN 46952

(765) 677-0816 Arrest Date: 07/04/2003 Arrest Time: 19:04 Phone:

Arr Agency: Unknown Co Arr Officer: Unknown Code

Influence: Weapon:

Offense 1: Unknown Code Statute 1: Unknown Code 35-42-2-1.3

Offense 2: Unknown Code Statute 2: Unknown Code 35-45-2-5

Offense 3: Unknown Code

Run: 1-MAR-2018 10:15 OFF07 MARION POLICE DEPARTMENT Page: 3

OFF07

INVESTIGATIVE REPORT

Statute 3: Unknown Code

35-45-2-1

Value: \$ 0 Brand: Serial #:

Own App #:
Prop Type: Unknown Code
Quantity: 00000000001
TTY #:

Name: HEMPHILL, WILLIE

Report No: 200200043525 PROPERTY

Sfx: 000 Record Type: EVIDENCE

Model:

Color:

Status: Unknown Code

Rep Officer: Unknown Code

Damage Code: Damage Amt: \$ 0
Recover Off: Unknown Code Recover Amt: \$ 0

Location: MPD EVIDENCE Name Type: Unknown Code

Size:

Date Stolen: Recovery Date: 12/15/2002 Release Date: Description: PHONE CORD PULLED FROM WALL

OFF07

INVESTIGATIVE REPORT

Offense:	Unknown	Code
Statute/Charge:	Unknown	Code
UCR Code:	Unknown	Code
Location:		
Grid:	Unknown	Code
Patrol:	Unknown	Code
Reporting Off:	Unknown	Code
Division:		
Date Reported:	12/15/20	002
Date Occurred:	12/15/20	002
Latest Poss Date:		
Veh Recovered:		
Stolen Prop Amt:	\$	0
Inv Off:		
Disposition:	Unknown	Code
Weapon:		
Hate/Bias:		
Method of Entry:		

Report #: 200200043525 - 001 Stat #: 35-45-2-5 Status: COMMITTED Apt/Zip: / 46952 City: Unknown Code / 46952 County: Misc No: Shift: Unknown Code Time Reported: 0415 Time Occurred: 0330 Latest Poss Time: 0415 Stolen Veh Amt: \$
Damaged Prop Amt: \$ 0 0 Adult/Juvenile: A Disposition Date: 12/15/2002 Domestic Violence: Y Alcohol/Drug Rel: / N Forced Entry:

Run: 1-MAR-2018 10:15 MARION POLICE DEPARTMENT

AGENCY: 00 CISCO RECORDS

NARRATIVE REPORT

Page: 1

OFF Number: 00-200200043525-000 Narr Sfx: 0000 Reporter:

MARION POLICE DEPARTMENT

DOMESTIC BATTERY W/ INJURY

NARAL - Run By: JENTES, STACEY

INTERFERENCE W/ REPORTING CRIME

CASE # 02-043525

On 12/15/02 at approximately 0415 hours I Officer Kauffman responded to for a report of a battery. Upon arrival I made contact with the victim, Taniel Holmes. It was immediately apparent that Ms. Holmes needed medical attention so I summoned an ambulance. Ms. Holmes was crying and stated that her live in boyfriend, Willie Hemphill, had battered her. I broadcast an attempt to locate for Mr. Hemphill.

While waiting for the ambulance to arrive I photographed the numerous injuries that Ms. Holmes had received (see photographs). I also photographed the telephone cord, which Mr. Hemphill had yanked from the wall when Ms. Holmes attempted to call for help. I collected the cord and it was placed into Marion Police Department Evidence. I also photographed the phone handset, which had blood smeared on it. I also photographed several bloodstains that were on the carpet in various places.

Ambulance #1101 arrived on scene. Ms. Holmes was transported to Marion General Hospital for treatment of her injuries. I followed Ms. Holmes to the hospital where I obtained a Sworn Written Statement from her. I also had Ms. Holmes sign a Victim Notification Form and a Medical Records Release Form. See attached copies.

In Ms. Holmes statement she advised that she had came home at around 0330 hours. Mr. Hemphill was intoxicated according to Ms. Holmes. He demanded that she give him some money. Ms. Holmes stated that when she refused to do so, he began to push her and choke her. Ms. Holmes stated that when she attempted to get away he punched her in the right eye with his fist. Ms. Holmes stated that this caused her pain. I observed that Ms. Holmes eye was bruised, bleeding, and was swollen shut.

Ms. Holmes stated that Mr. Hemphill next punched her in the left ear and nose causing more pain and bleeding. Ms. Holmes stated that she grabbed the telephone to call for help, but that Willie yanked the cord from the wall, took the phone away from her and began to batter her with it. Ms. Holmes stated she ran outside to get help from her neighbors. Mr. Hemphill followed her outside where he pushed her down the front porch steps. Ms. Holmes states that Mr. Holmes began to kick her in the back and buttocks as she lay on the ground.

Ms. Holmes advised that after Willie tired of this he grabbed her by the arms and pulled her back inside the residence. He told her that if she moved or yelled again he would hit her. Ms. Holmes stated that she feared for her life so she lay on the carpet (hence the bloodstains). Ms. Holmes stated that after about ten minutes Mr. Hemphill grabbed some clothes and fled the residence. Ms. Holmes stated that she crawled to her computer and obtained the phone cord to it. Ms. Holmes stated that she used this cord to make her phone operational so that she could call for help.

Grant County Prosecutor's Office Victim Advocate Jill Speicher arrived at the hospital and made contact with Ms. Holmes. I gave Ms. Holmes the case number for this report and advised her that an arrest warrant would be sought for Mr. Hemphill. I also informed her to contact the Prosecutor's Office for a protective order. I also had 911 Dispatcher Judy Gordon submit a supplemental report of the call she received from Ms. Holmes (see attached copy).

Run: 1-MAR-2018 10:15 MARION POLICE DEPARTMENT

NARAL - Run By: JENTES, STACEY

AGENCY: 00 CISCORECORDS

NARRATIVE REPORT

OFF Number: 00-200200043525-000 Narr Sfx: 0000 Reporter:

SUBMITTED BY:

JOHN KAUFFMAN

MPD UNIT #993

12/15/02

Run: 1-MAR-2018 10:15 MARION POLICE DEPARTMENT

Page: 1

Page: 2

NARAL - Run By: JENTES, STACEY

AGENCY: 00 CISCORECORDS

NARRATIVE REPORT

OFF Number: 00-200200043525-000 Narr Sfx: 0001 Reporter:

MARION POLICE DEPARTMENT

PROSECUTIVE REPORT

CASE: 02-043525

OFFENSES: #1DOMESTIC BATTERY W/ INJURY

I.C. 35-42-2-1.3

#2INTERFERENCE W/ REPORTING CRIME

I.C. 35-45-2-5

VICTIM (S) #1NAME: TANIEL L. HOLMES

ADDRESS: MARION, IN.

PHONE: 668-4134DATE OF BIRTH: 11/02/75

SEX: FEMALERACE: WHITE

#2STATE OF INDIANA

DEFENDANT#1NAME: WILLIE J. HEMPHILLAGE: 31

SEX: MALE RACE: BLACK

ADDRESS: MARION, IN. 46953

DATE OF BIRTH: 09/10/71SSN:

HGT: 5'10WGT: 150HAIR: BLACK EYE: BROWN

EMPLOYER: NONE

NARRATIVE OF OFFENSE:

On 12/15/02 at approximately 0415 hours I Officer Kauffman responded to

for a report of a battery. Upon arrival I made contact with the victim, Taniel Holmes. It was immediately apparent that Ms. Holmes needed medical attention so I summoned an ambulance. Ms. Holmes was crying and stated that her live in boyfriend, Willie Hemphill, had battered her. I broadcast an attempt to locate for Mr. Hemphill.

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NARAL - Run By: JENTES, STACEY

AGENCY: 00 C I S C O R E C O R D S
NARRATIVE REPORT

OFF Number: 00-200200043525-000 Narr Sfx: 0001 Reporter:

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WITNESSES: NONE

OFFICERS INVOLVED IN INVESTIGATION

#10FFICER: JOHN KAUFFMANDEPARTMENT: MPD

DEPARTMENT #: 662-9981PAGER#: 671-6491

EVIDENCE:

ITEM#1 PHOTOGRAPHS OF MS. HOLMES INJURIES

ITEM#2 TELEPHONE CORD WHICH WAS YANKED FROM WALL

ITEM#3 SWORN STATEMENT FROM MS. HOLMES

ITEM #4 SUPPLEMENT FROM DISPATCHER GORDON

MITIGATING CIRCUMSTANCES: NONE

AGGRAVATING CIRCUMSTANCES: THE SEVERITY OF THE BATTERY, AND THAT MR. HEMPHILL ALSO HAS TWO OUTSTANDING WARRANTS FOR HIS ARREST.

SUMMARY OF DEFENDANTS CRIMINAL HISTORIES: ATTACHED

Run: 1-MAR-2018 10:15 MARION POLICE DEPARTMENT Page: 3

NARAL - Run By: JENTES, STACEY

AGENCY: 00

CISCO RECORDS

NARRATIVE REPORT

OFF Number: 00-200200043525-000 Narr Sfx: 0001 Reporter:

STATUS OF INVESTIGATION: REQUEST AN ARREST WARRANT BE ISSUED FOR MR. HEMPHILL. SUBMITTED BY: JOHN KAUFFMAN

UNIT# 993

DATE OF REPORT: 12/15/02

Run: 1-MAR-2018 10:15 MARION POLICE DEPARTMENT

Page: 1

NARAL - Run By: JENTES, STACEY

AGENCY: 00

CISCO RECORDS

NARRATIVE REPORT

OFF Number: 00-200200043525-000 Narr Sfx: 0002 Reporter:

12/15/03 @ 0414

RECEIVED A 911 CALL FROM (668-4134) ADVISED SHE HAD BEEN BEAT UP AND WANTED TO FILE A REPORT. I ASKED HER ADDRESS, HER NAME (TANIEL HOLMES) AND IF SHE NEEDED AN AMBULANCE- SHE SAID NO ON THE SIG 7 HER MOM WAS COMING TO GET HER. I ASKED IF THE PERSON THAT BEAT HER UP WAS STILL THERE- ADVISED NO HE HAD LEFT. I ASKED DID SHE KNOW WHO IT WAS SHE SAID YES- WILLIE HEMPHILL-TOLD HER WE WOULD BE RIGHT OUT. I CALLED BACK TO ASKED IF WHAT WILLIE LOOKED LIKE AND IF HE WAS DRIVING- SHE TOLD ME WHAT HE WAS WEARING BUT SAID HE DID NOT KNOW IF HE WAS DRIVING. SHE SAID THAT HE JUST KEPT HITTING HER SO SHE STAYED ON THE GROUND.

JUDY GORDON

11:41 AM

Case #

0212CM1421

Date Filed

12/19/02

Name Address

MARION, IN

HEMPHILL, WILLIE

Status

PL GUILTY

Telephone

Date Disposed 02/18/04

IC Numbers

Description

35-42-2-1

BATTERY

Attorney Name 02-043525; 7/4/03 Attorney Addr BRUCE ELLIOTT

Prosecutor Name

Prosecutor Tel Prosecutor #

Attorney Tel Attorney #

Court costs 134.00 Fine

46952

SSP

Other costs

Bond

Sureties

Date RJO Summary of Filings and Proceedings

10/09/03

365 DAYS IN JAIL

Marion City Court Chronological Case Summary

11:41 AM

Case #

0212CM1422

Date Filed

Status

12/19/02

Name

HEMPHILL, WILLIE

Address

46952

PL GUILTY

Telephone

MARION, IN

Date Disposed 02/18/04

IC Numbers

Description

35-45-2-5

INTERFERENCE WITH THE REPORTING OF A CRIME

Attorney Name 02-043525; 7/4/03

Prosecutor Name

Attorney Addr BRUCE ELLIOTT

Prosecutor Tel Prosecutor #

Attorney Tel

Attorney #

Court costs 134.00 Fine

Other costs

Bond

Sureties

Date RJO Summary of Filings and Proceedings

Marion City Court Chronological Case Summary

11:41 AM

Case #

0212CM1422A

Date Filed

Date Disposed 02/18/04

07/07/03

Name

HEMPHILL, WILLIE

Address

MARION, IN 46952 Status

PL GUILTY

Telephone

IC Numbers

Description

35-45-2-1

INTIMIDATION

Attorney Name 02-043525; 7/4/03 Attorney Addr

Prosecutor Name

Prosecutor Tel Prosecutor #

Attorney Tel Attorney #

Court costs 134.00 Fine

SSP Other costs

Bond

Sureties

Date RJO Summary of Filings and Proceedings

10/09/03

365 DAYS IN JAIL

Marion City Court Chronological Case Summary

11:41 AM

Case #

0204CM0391PV

Date Filed

07/07/03

Name

HEMPHILL, WILLIE

Address 1802 S. RACE STREET

MARION, IN 46953

Telephone

Status

PL GUILTY

Date Disposed 02/18/04

IC Numbers

Description

PROB

Probation

Attorney Name 7/4/03

Attorney Addr BRUCE ELLIOTT

Prosecutor Name Prosecutor Tel

Prosecutor #

Attorney Tel Attorney #

Court costs 134.00 Fine

Other costs

Bond

Sureties

Date RJO Summary of Filings and Proceedings

10/09/03

108 DAYS IN JAIL CONCURRENT W/0212CM1421

Marion City Court Chronological Case Summary

11:41 AM

Case #

0209CM1126

Date Filed

09/26/02

Name

Address

HEMPHILL, WILLIE 1802 S. RACE STREET

MARION, IN 46952

Telephone

Status

DISMISSED

Date Disposed 10/09/03

IC Numbers

Description

35-46-1-15.1

INVASION OF PRIVACY

Attorney Name 02-033864; 7/4/03

Prosecutor Name

Attorney Addr

Prosecutor Tel Prosecutor #

Attorney Tel

Court costs

Attorney #

134.00 Fine

Other costs

Bond

Sureties

Date RJO Summary of Filings and Proceedings

10/09/03

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

In the Matter of the Paternity	ofi
--------------------------------	-----

Case Number	27D02-0404-JP-000325
Court	Grant Superior Court 2
Туре	JP - Juvenile Paternity
Filed	04/28/2004
Status	05/29/2015 , Decided
Reference	Original County Cause Number d204jp325

Parties to the Case

Respondent Hemphill, Willie

<u>Address</u>

1326 S LYNHURST DRIVE #18 Indianapolis, IN 46241

Child

7/3/2019

<u>Description</u>

Male

Petitioner Jones, Tracy Y

<u>Address</u>

Marion, IN 46953

Attorney Kim Alan Rogers #618327, Retained

401 S Adams Marion, IN 46952 765-664-0003(W)

Chronological Case Summary

04/28/2004	Case Opened as a New I	Filing			
05/29/2015	Case Events Prior to July 1, 2014 In Confidential File Please refer to Indiana Supreme Court Administrative Rule 9 for rules on confidentiality and access to court records.				
	Case Filed:	04/28/2004			
05/29/2015	Petition Filed Respondent files pro se Mod processing request for heari	lification of Child Support while Incarcerated. Court forwards to Title IV D Caseworker for ng. ty			
	Filed By: File Stamp:	Hemphill, Willie 05/26/2015			

05/30/2015 Notice Issued to Parties

Sent To: Hemphill, Willie

05/30/2015 ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

07/16/2015 Administrative Event

Courts Response to the Petition for an Lambert Order on Child Support mailed to the Respondent return undelivered

marked "return to sender" "gone". ty

07/17/2015 Notice Issued to Parties

Sent To: Hemphill, Willie

07/17/2015 ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

03/30/2016 Affidavit Filed

Title IV-D Agency by Kim Rogers files Affidavit for Citaiton with Citaiton and sets for a hearing April 21, 2016 at 10:00

a.m. ty

Filed By: Rogers, Kim Alan File Date: 03/24/2016

03/30/2016 Hearing Scheduling Activity

Hearing scheduled for 04/21/2016 at 10:00 AM.

03/31/2016 Notice Issued to Parties

Sent To: Hemphill, Willie

03/31/2016 ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

04/04/2016 Service Returned Not Served

Hamilton County Sheriff return on Citation to Respondent filed showing address is not Hamilton County Address. ty

Pty Not Svd: Hemphill, Willie File Stamp: 03/24/2016

04/05/2016 Notice Issued to Parties

Sent To: Hemphill, Willie

04/05/2016 ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

04/15/2016 Service Returned Not Served

Marion County Sheriff return on Citation to the Respondent filed showing NFIB Boarded up Vacant. ty

Pty Not Svd: Hemphill, Willie File Stamp: 03/24/2016

04/16/2016 Notice Issued to Parties

Sent To: Hemphill, Willie

04/16/2016 ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

04/21/2016 **Hearing**

Session:

04/21/2016 10:00 AM, Judicial Officer: McLane, Brian F. - MAG

Comment: citation
Result: Vacated

04/21/2016 Hearing Journal Entry

Title IV D to reissue pleading to the Respondent. ty

Judicial Officer: McLane, Brian F.

Present: Rogers, Kim Alan

Hearing Date: 04/21/2016

04/22/2016 Notice Issued to Parties

Sent To: Hemphill, Willie

04/22/2016 ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

05/19/2016 Petition Filed

Respondent files Petition to Modify Child Support. Respondent is incarcerated with an out date of 7/22/2016.

Respondent filed previously on 5/27/2015 and remains in DOC. Title IV D Agency to notify Petitoner for a hearing set

upon the Petition for July 28, 2016 sy 9:30 a.m. ty

Filed By: Hemphill, Willie File Stamp: 05/19/2016

05/19/2016 Hearing Scheduling Activity

Hearing scheduled for 07/28/2016 at 9:30 AM.

05/19/2016 Hearing Scheduling Activity

Hearing scheduled for 07/28/2016 at 9:30 AM.

05/19/2016 Hearing Scheduling Activity

Hearing scheduled for 07/28/2016 at 9:30 AM was cancelled. Reason: Assigned in Error.

05/20/2016 Automated Paper Notice Issued to Parties

Sent To: Hemphill, Willie

05/20/2016 Automated ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

05/24/2016 Certified Mail Returned

SIGNED BY "ILLEGIBLE"

Party Served: Hemphill, Willie Date Signed: 05/21/2016

05/25/2016 Automated Paper Notice Issued to Parties

Sent To: Hemphill, Willie

05/25/2016 Automated ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

07/27/2016 Service Returned Served

Sheriff return on Notice of Hearing to the Petitioner filed showing copy and mail service. ty

Party Served: Jones, Tracy Y
Date Served: 07/25/2016

07/28/2016 Hearing

Session:

07/28/2016 9:30 AM, Judicial Officer: McLane, Brian F. - MAG

Comment: Modification of child support LO

Result: Commenced and concluded

07/28/2016 CANCELED Hearing

Reason: Assigned in Error

Session:

07/28/2016 9:30 AM, Cancelled

Comment: Modification pro se LO resp.

07/28/2016 Automated Paper Notice Issued to Parties

Sent To: Hemphill, Willie

07/28/2016 Automated ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

07/28/2016 Hearing Journal Entry

Both Parties appear for a hearing on adjusting the arrearage due to request for lambert order during incarceration.

Hearing was held and an order to be filed. ty

Judicial Officer: McLane, Brian F.

Present: Jones, Tracy Y

Present: Hemphill, Willie

Present: Johnson, Stephen

Hearing Date: 07/28/2016

08/09/2016 Order Issued

Child Support Order filed. ty

Judicial Officer: McLane, Brian F.
Order Signed: 07/28/2016

08/10/2016 Automated Paper Notice Issued to Parties

Sent To: Hemphill, Willie

08/10/2016 Automated ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

08/10/2016 Clerk Administrative Event

Sent Child Support Order to parties.

08/10/2016 Final Judgment entered

Judicial Officer Kenworthy, Dana J.

Monetary Award:

Judgment: \$16,790.69;

Status: Active; Signed Date: 07/28/2016

Awarded to: Tracy Jones

Awarded against: Willie Hemphill

RJO Book: 2016, Page 0810

Judgment Book: 2016, Page 0810

Comment: ARREARS AS OF 6-30-16. THIS AMT CANCELS ANY PREVIOUS ARREARAGE JUDGMENT ON THIS

CAUSE NUMBER.

08/11/2016 Automated Paper Notice Issued to Parties

Sent To: Hemphill, Willie

08/11/2016 Automated ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

08/19/2016 Administrative Event

Copy of the last order mailed to the Respondent returned undelivered. ty

08/20/2016 Automated Paper Notice Issued to Parties

Sent To: Hemphill, Willie

08/20/2016 Automated ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

08/24/2016 Order Issued

Amended Child Support Order filed ty (Change on Party requesting Hearing). ty

Judicial Officer: McLane, Brian F.
Order Signed: 07/28/2016

08/25/2016 Automated Paper Notice Issued to Parties

Sent To: Hemphill, Willie

08/25/2016 Automated ENotice Issued to Parties

Sent To: Johnson, Stephen
Sent To: Rogers, Kim Alan

05/12/2017 Change of Address Filed

change of address for respondent

Party: Jones, Tracy Y File Stamp: 05/11/2017

05/13/2017 Automated Paper Notice Issued to Parties

Change of Address Filed ---- 5/12/2017: Willie Hemphill

05/13/2017 Automated ENotice Issued to Parties

Change of Address Filed ---- 5/12/2017: Stephen Johnson; Kim Alan Rogers

12/11/2017 Affidavit Filed

Contempt Citation

Filed By: Jones, Tracy Y File Date: 12/11/2017

12/11/2017 Subpoena/Summons Filed

Citation

Filed By: Jones, Tracy Y File Stamp: 12/11/2017

12/13/2017 Hearing Scheduling Activity

Hearing scheduled for 01/09/2018 at 10:30 AM.

12/14/2017 Automated Paper Notice Issued to Parties

Hearing Scheduling Activity ---- 12/13/2017: Willie Hemphill

12/14/2017 Automated ENotice Issued to Parties

Hearing Scheduling Activity ---- 12/13/2017 : Stephen Johnson; Kim Alan Rogers

01/09/2018 Hearing

Session:

01/09/2018 10:30 AM, Judicial Officer: McLane, Brian F. - MAG

Comment: citation

Result: Commenced and concluded

01/09/2018 Hearing Journal Entry

Respondent appears for Citation hearing. Hearing was held and an order to be filed. ty

Judicial Officer: McLane, Brian F.

Present: Hemphill, Willie

Present: Meeks, Nathan David

Hearing Date: 01/09/2018

01/17/2018 Order Issued

Order on Citation Hearing filed. ty

Judicial Officer: McLane, Brian F.
Order Signed: 01/10/2018

01/17/2018 Final Judgment entered

Judicial Officer Kenworthy, Dana J.

Monetary Award:

Judgment: \$19,066.00;

Status: Active; Signed Date: 01/10/2018

Awarded to: Tracy Jones

Awarded against: Willie Hemphill RJO Book: 2018, Page 0117

Judgment Book: 2018, Page 0117

Comment: ARREARS AS OF 12/31/17. THIS AMOUNT CANCELS ANY PREVIOUS ARREARAGE JUDGMENT ON

THIS CAUSE NUMBER.

01/18/2018 Automated Paper Notice Issued to Parties

Order Issued ---- 1/17/2018: Willie Hemphill

01/18/2018 Automated ENotice Issued to Parties

Order Issued ---- 1/17/2018: Nathan David Meeks

05/04/2018 Affidavit Filed

Contempt Citation

Filed By: Jones, Tracy Y File Date: 05/02/2018

05/04/2018 Subpoena/Summons Filed

Citation

Filed By: Jones, Tracy Y File Stamp: 05/02/2018

05/04/2018 Hearing Scheduling Activity

Compliance Hearing scheduled for 05/29/2018 at 10:30 AM.

05/05/2018 Automated Paper Notice Issued to Parties

Hearing Scheduling Activity ---- 5/4/2018 : Willie Hemphill

05/05/2018 Automated ENotice Issued to Parties

Hearing Scheduling Activity ---- 5/4/2018 : Nathan David Meeks

05/23/2018 Service Returned Served

Return of Notice field showing copy/mail service. mh

Party Served: Hemphill, Willie Date Served: 05/15/2018

05/24/2018 Automated Paper Notice Issued to Parties

Service Returned Served ---- 5/23/2018: Willie Hemphill

05/24/2018 Automated ENotice Issued to Parties

Service Returned Served ---- 5/23/2018: Nathan David Meeks

05/29/2018 Compliance Hearing

Session:

05/29/2018 10:30 AM, Judicial Officer: McLane, Brian F. - MAG

Comment: citation

07/09/2018 Order Issued

Order on Body Attachment For Failure To Appear. mh

Judicial Officer: McLane, Brian F.
Order Signed: 07/06/2018

07/09/2018 Warrant or Writ of Attmnt for the Body of a Person Issued

07/10/2018 Automated Paper Notice Issued to Parties

Order Issued ---- 7/9/2018: Willie Hemphill

07/10/2018 Automated ENotice Issued to Parties

Order Issued ---- 7/9/2018: Nathan David Meeks

12/30/2018 Warrant or Writ of Attmnt for the Body of a Person Served

12/31/2018 Release on Own Recognizance

 $Comes \ now \ the \ Court \ by \ the \ request \ of \ IV-D \ Prosecutor \ released \ Mr. \ Hemphill \ on \ his \ own \ Recognizance \ with \ a \ Court$

date of 1-22-19 at 9:30 am to appear. cf

Order Signed: 12/31/2018

01/03/2019 Hearing Scheduling Activity

Hearing scheduled for 01/22/2019 at 9:30 AM.

01/04/2019 Automated Paper Notice Issued to Parties

Hearing Scheduling Activity ---- 1/3/2019: Willie Hemphill

01/04/2019 Automated ENotice Issued to Parties

Hearing Scheduling Activity ---- 1/3/2019 : Nathan David Meeks

01/18/2019 Administrative Event

Mr Hemphill request to appear by telephone due to not having transportation and living in Indianapolis. cf

File Stamp: 01/18/2019

02/05/2019 Hearing Scheduling Activity

Hearing originally scheduled on 01/22/2019 at 9:30 AM was rescheduled to 02/19/2019 at 9:30 AM. Reason: Court's

Own Motion.

02/06/2019 Automated Paper Notice Issued to Parties

Hearing Scheduling Activity ---- 2/5/2019: Willie Hemphill

02/06/2019 Automated ENotice Issued to Parties

Hearing Scheduling Activity ---- 2/5/2019: Nathan David Meeks

02/19/2019 Hearing

Session:

01/22/2019 9:30 AM, Rescheduled

Session:

02/19/2019 9:30 AM, Judicial Officer: McLane, Brian F. - MAG

Comment: Attachment

02/19/2019 Hearing Scheduling Activity

Hearing scheduled for 03/19/2019 at 9:30 AM.

02/20/2019 Automated Paper Notice Issued to Parties

Hearing Scheduling Activity ---- 2/19/2019: Willie Hemphill

02/20/2019 Automated ENotice Issued to Parties

Hearing Scheduling Activity ---- 2/19/2019: Nathan David Meeks

03/19/2019 Hearing

Session:

03/19/2019 9:30 AM, Judicial Officer: McLane, Brian F. - MAG

Comment: Call him

06/26/2019 Order Issued

Order issued on Citation hearing filed. sjl

Judicial Officer: McLane, Brian F. - MAG

Order Signed: 06/24/2019

06/27/2019 Automated Paper Notice Issued to Parties

Order Issued ---- 6/26/2019 : Willie Hemphill

06/27/2019 Automated ENotice Issued to Parties

Order Issued ---- 6/26/2019: Nathan David Meeks

06/27/2019 Final Judgment entered

Judicial Officer Kenworthy, Dana J.

Monetary Award:

Judgment: \$20,643.40;

Status: Active; Signed Date: 06/24/2019

Awarded to: Tracy Jones

Awarded against: Willie Hemphill

RJO Book: 2019, Page 0627

Judgment Book: 2019, Page 0627

Comment: Arrears as of 2/28/19 this amount cancels any previous arrearage judgment on this cause

number.

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Hemphill, Willie

Respondent

Balance Due (as of 07/03/2019)

20,643.40

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	0.00	0.00	0.00
Restitution	20,643.40	0.00	0.00

Transaction Summary

Date	Description	Amount
08/10/2016	Transaction Assessment	20.00
08/10/2016	Waiver	20.00
08/10/2016	Transaction Assessment	16,790.69

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

STATE OF INDIANA)	IN THE Supe	RIOR FOURT IL	Juv. Di
COUNTY OF GRANT)SS:)	2 <u>015</u> TERM	FILED	
Willie Hemphill,)		MAY 2 6 2015 Limit of Carterieft CLERK GSC 2	` ,_
Vs. TRACY Jones (Inman))	cause no. 2	7002-0404-JP	-315
Respondent	/)			

PETITION FOR MODIFICATION OF CHILD SUPPORT WHILE INCARCERATION

Comes now the <u>Petitioner</u>, <u>W.We Hemphill</u>, proceeding prose, pursuant to Indiana Code 31-16-8-1, 31-16-14-6., and Indiana Child Support Rules and Guidelines, Child sup. R.3, and respectfully requests that this Court reduce or abate the support obligation in this cause of action, until such time as the <u>Petitioner</u> is released from incarceration and in support would show the following:

- 1. On the 18th day of June, 2004, the Petitioner was ordered to pay the sum of \$ 41.00 per week in child support and \$10.00 per week in ARREARGES.
- 2. The Petitioner is presently incarcerated at the Marion County Jail II and is unable to pay the support obligation due to the fact that he has no income.
- 3. The Petitioner, is indigent (an Affidavit of indigence is made a part hereto in attachment), and has no funds with which to pay this support obligation.
- 4. The Petitionee, has been incarcerated since the 13ed day of the April , 2015
- 5. The Petitionee feels that the amount of support that will accumulate during his incarceration will be impossible for him to pay upon his release from incarceration and additional accumulation of back support will create extreme financial difficulties for him.
- 6. The Petitioner does not seek to ignore his support responsibility and will re-petition the court to increase his obligation after he is released and able to secure gainful employment.

WHEREFORE, the Defendant requests the following relief:

- A. That the Court set early times and dates for a hearing on this matter.
- B. That the parties be notified of such hearing, and that the Defendant be transported to the hearing,
- C. That the Court grant the relief requested and Order the support in this cause of action be reduced or abated until his release from incarceration and;
- D. For any other relief deemed appropriate within the premises.

Willie Hayshill

RESPECTFULLY SUBMITTED

Defendant, pro se,

Marion County Jail II 730 E. Washington Street Indianapolis, Indiana

46202

VERIFICATION

	I, Willie	Hemphill	, HEREBY CERTITY UNDER THE PENALTIE	ZS.
OF	PERJURY THAT THE	CONTENTS OF T	THE FOREGOING MOTION ARE TRUE AND CORRECT	ľ
TO	THE BEST OF MY KI	NOWLEDGE AND B	BELIEF.	

RESPECTFULLY SUBMITTED,

Signature

CCA MARIONCOUNTY JAIL II
730 EAST WASHINGTON STREET
INDIANOPLIS, IND. 46202

CERTIFICATION OF SERVICE

accurate copy of the foregoing motion has been delivered by u.s. mail on the 1st day of May, 2015, to the prosecuting attorney of Grant County.

RESPECTFULLY SUBMITTED.

CCA MARION COUNTY JAIL II
730 EAST WASHINGTON STREET
INDIANOPLIS, IND. 46202

IN THE SUPERIOR COURT #2 JUVENILE DIVISION GRANT COUNTY, INDIANA

JUL 0 1 2015

Longie J. Carthright
CLERK GSC 2

In Re: Child Support

TRACY Y. JONES, Petitioner, Custodial Party

Henda Russell Chief Deputy

Vs.

CAUSE NO.: 27D02-0404-JP-000325

WILLIE E. HEMPHILL, Respondent, Absent/Incarcerated Party

RESPONSE OF CUSTODIAL PARTY

Custodial Party hereby responds to Incarcerated Party's Request to Reduce child support as follows (check only one response):

- Please set this matter for hearing. Custodial Party intends to submit evidence that Incarcerated Party has other income that should be considered by the court in calculating child support.
- Do not set this matter for hearing. Custodial Party understands that a recent ruling by the Indiana Supreme Court may require the Court to reduce the present child support order. Upon release, Incarcerated Party's present support obligation, plus any amount ordered on arrearages shall automatically return to the present order without further petition, notice, hearing or order.

Mail or deliver a copy of this Response to the above Court at the Grant County Courthouse, Juvenile Court 101 E. 4th St., Marion, IN 46952.

	Custodial Party
Date signed:	
	Signed
	Print Name
	Address
	Telephone

EXPECTED RELEASE DATE NOTICE

and the state of t	
	Signed by Incarcerated Party
	Print Name

IN THE SUPERIOR COURT #2 JUVENILE DIVISION GRANT COUNTY, INDIANA

JUL 0 1 2015

Simi Cutriff

CLERK GSC 2

Linda Russell

Chief Deputy

In Re: Child Support

TRACY Y. JONES, Petitioner, Custodial Party

Vs.

CAUSE NO.27D02-0404-JP-000325

WILLIE E. HEMPHILL, Respondent, Absent/Incarcerated Party

COURTS RESPONSE TO THE PETITION FOR AN LAMBERT ORDER ON CHILD SUPPORT

Incarcerated Absent Party (Incarcerated Party) has submitted a request for a child support reduction. Indiana law provides that a party whose income is reduced due to imprisonment may be entitled to a support modification. Your Magistrate therefore respectfully order:

- Since Incarcerated Party has no Constitutional or statutory right to personally appear in Court for hearing on an unrelated civil matter, this procedure has been adopted as an alternate means for an incarcerated party to request a modification of child support.
- 2. Even if a non-custodial parent has no income, Indiana's Child Support Guidelines recommend that support be set at some minimum level. This Court concludes that if such a request is granted, the support may be reduced to the minimum amounts as set forth in the Indiana Guideline's for Child Support. For example "the court may consider \$12.00 per week for as a minimum child support order" (Guideline No. 2).
- 3. Important Rule: No reduction will be considered unless Incarcerated Party: (A) served a copy of this Order and Response to Custodial Party; and, (B) provides the Court with a proper proof of service thereof. Custodial Party shall have sixty (60) days after being served to request a hearing at which Custodial Party has the burden of proving that Incarcerated Party has other income upon which to base child support such as investments, property ownership, inheritance or any other means.
- 4. If Custodial Party does not respond within sixty (60) days after being properly served, without further action or order by the Court, Incarcerated Party's support obligation shall be deemed to be reduced as set forth above, effective the date of filing.
- 5. If a reduction is granted, the present child support order shall be reinstated without further petition, notice, hearing or order effective the day the Incarcerated Party is released from incarceration.

6. If Absent Party is granted work release during incarceration, the amount of child support due shall be determined by the rules and regulations of the work release program; and, it may be in excess of the amount set forth herein and up to and including the amount of weekly support and arrears established prior to this Order.

Court's Magistrate, now enters judgment thereon, and further orders that the Clerk of this Court mail a copy of this Lambert Order and Response of Custodial Party to the Incarcerated Party by certified mail, return receipt requested.

Date: July 1, 2015

Brian McLane, Magistraté

Superior Court II Juvenile Division

Indiana Department of Corrections Heritage Trail Correctional Facility Willie J. Hemphill, D.O.C. # 157251 501 West Main Street Plainfield, Indiana 46168

Grant County Circuit & Superior Courts Courthouse Building Attn: Carolyn J. Mowery, Clerk of the Court 101 E. 4th Street Marion, IN 46952

FILED

MAY 1 9 2016

May 13th, 2016

CLERK GCC

RE:

MODIFY CHILD SUPPORT OBLIGATION

Cause No. 27D02-0405-JP-325

Dear Ms. Mowery,

Please find enclosed all required Motions, Petitions, and Self-Addressed Stamped Envelopes for this to properly proceed.

Can you please return a File-Stamped Copy for verification and my records to the abovementioned address.

Thank you in advance for your assistance in this matter.

Yours truly,

Willie J. Herphill, D.O.C. # 157251

STATE OF INDIANA)	IN THE GRANT SUPERIOR COURT	Г-2
GRANT COUNTY)SS:)	CAUSE NO. 27D02-0405-JP-325	
IN RE: CHILD SUPPO	ORT)	*	
PAYMENTS FOR:]. }		FILED
WILLIE J. HEMPHILL, Petitioner/Father)		MAY 1 9 2016
V.))	APPEARANCE FORM	Carolyn Jo Mowers
TRACY JONES(INMAN)),)		CLERK GCC U
Respondent/Mothe	r.)		

Please enter my appearance as Pro se Pursuant to Indiana Rules of Trial Procedure 3.1

Pro se Litigant:

Willie J. Hemphill, D.O.C. # 157251 Heritage Trail Correctional Facility

501 West Main Street Plainfield, Indiana 46168

Type of Proceedings:

Child Support Division

Additional Information:

Petitioner cannot accept service by FAX.

Respectfully Submitted,

Willie J. Hemphill, D.O.C. # Petitioner, pro se.

STATE OF INDIANA))SS:		IN THE GRANT SUPERIOR COURT-2	
GRANT COUNTY)		CAUSE NO. 27D02-0405-JP-325	
IN RE: CHILD SUPPO PAYMENTS FOR:	ORT))		FILED
WHI I I I I I I I I I I I I I I I I I I)			MAY 1 9 2016
WILLIE J. HEMPHILL, Petitioner/Father, v.))		MODIFY CHILD SUPPORT OBLIGATION	Carolyn Q. Mowery CLERK GCC
TRACY JONES(INMAN) Respondent/Mothe	207.31			

COMES NOW, the Petitioner, Willie J. Hemphill, *pro se*, who respectfully requests this Honorable Court to temporarily modify and/or suspend child support payments, pursuant to *IC §31-16-8-1*. In support of this motion, the Petitioner states the following:

That the Petitioner in the above cause was ordered to pay child support in the amount of \$
41.00 per week plus \$10.00 per week in arreara to the Clerk of the GRANT COUNTY
Court, for:

NAME OF CHILD

DATE OF BIRTH

- That on the 24th dayof October 2015 Petitioner was Incarcerated, and on the 8th day of
 March 2016 Petitioner was sentenced to the Indiana Department of Correction for a period
 of 1- year and with an Earliest Possible Release Date (E.P.R.D.) of July 22th, 2016.
- The Petitioner's incarceration constitutes a substantial change in circumstances justifying modification and/or suspension of his child support obligation. *Clark v. Clark*, 902 N.E.2d 813 (Ind. 2009).
- 4. That Petitioner presently has an income of approximately \$15 per month from his current prison job assignment.
- 5. That Petitioner is unable to fulfill his support obligation.

6. That the terms of the child support order are unreasonable and should be modified and/or suspended pursuant to *IC* § 31-16-8-1.

WHEREFORE, the Petitioner respectfully moves this Court modify the current child support order, and for all other relief just and proper.

Respectfully submitted,

Willie J. Hemphill, DOC#15725

Petitioner, pro se.

CERTIFICATE OF SERVICE AND AFFIRMATION

I, Willie J. Hemphill swear and affirm that all contents are true and accurate under the penalties of perjury, and that copies of the forgoing along with Self-addressed Stamped Envelopes has been supplied for the Prosecuting Attorney's Office, Tracy Jones (Inman), Mother, and himself to the Grant County Clerk of the Court's Office by mailing through the Heritage Trail Correctional Facility Law Library using the U.S. Postal Service, First Class, postage pre-paid on this the 11th day of May, 2016.

Willie J. Homphill, D.O.C. # 15725

STATE OF INDIANA)		IN THE GRANT SUPERIOR COURT-2	
GRANT COUNTY)SS:)		CAUSE NO. 27D02-0405-JP-325	FILED
IN RE: CHILD SUPPOR PAYMENTS FOR:	RT))		MAY 1 9 2016
	.)			Carolyn Jo Mowery CLERK GCC
WILLIE J. HEMPHILL, Petitioner/Father,)			CLERK dos
vs.)		AFFIDAVIT OF INDIGENCY	
TRACY JONES(INMAN), Respondent/Mother.				
,				- 47.
		100		

COMES NOW, the Affiant, Willie J. Hemphill and declaring under the penalties of perjury and says:

- 7. I am the Petitioner in the foregoing instrument.
- 8. I believe I am entitled to the relief sought.
- Because of my poverty, I do not have sufficient means, monies, properties, or other securities to pay the cost of an Attorney.
- 10. The only income I have is approx. \$15.00 per month at my prison job.
- 11. I affirm under the penalties of perjury that the foregoing representations are true to the best of my knowledge and belief.

Further, Affiant sayeth naught.

Willie J. Hemphill, D.O.C. #157251

Affiant

STATE OF INDIANA

) SS:

COUNTY OF GRANT

SUBSCRIBED AND SWORN to before me, a Notary public, on this 11th day of May, 2016.

Notary Public

STATE OF INDIANA)	IN THE GRANT SUPERIOR COURT-2
)SS:	
GRANT COUNTY)	CAUSE NO. 27D02-0405-JP-325
IN RE: CHILD SUPPO	RT)
PAYMENTS FOR:)	
	l.)	
)	
WILLIE J. HEMPHILL,)	
Petitioner/Father,)	
)	MOTION FOR
vs.)	TELEPHONIC APPEARANCE AT HEARING
)		
TRACY JONES(INMAN),)	
Respondent/Mother		

COMES NOW, Petitioner, Willie J. Hemphill, *pro se*, respectfully moves this Honorable Court to conduct the Modification of Child Support Obligation Hearing, by telephone, pursuant to Indiana Rule of Trial Procedure 73, allowing Petitioner to appear telephonically for his hearing.

WHEREFORE, Willie J. Hemphill, pro se respectfully requests this Honorable Court to enter an Order directing the Plainfield Heritage Trail Correctional Facility to contact the Court at a time and date set by the Court via a telephone number given by the Court in this Order so Petitioner can participate in the hearing, for the Court to enter an Order directing the Facility to make Petitioner available for the telephonic hearing so that the Court can conduct the hearing, on the date of the hearing and have the call transferred to Mr. Pruis's office, Law Librarian on the date and time set by the Court.

Respectfully Submitted,

Willie J. Hepophill, D.O.C. # 157251

CERTIFICATE OF SERVICE AND AFFIRMATION

I, Willie J. Hemphill swear and affirm that all contents are true and accurate under the penalties of perjury, and that copies of the forgoing motions has been served upon the Grant County Clerk's Office, for depensing upon Tracy Jones (Inman), Respondent, by mailing said through the Heritage Trail Correctional Facility Law Library using the U.S. Postal Service, First Class, postage pre-paid on this the 13th day of May, 2016.

Willie J. Hemmill, D.O.C. # 157251

Indiana Department of Corrections Heritage Trail Correctional Facility Willie J. Hemphill, D.O.C. # 157251 501 West Main Street Plainfield, Indiana 46168

Grant County Circuit & Superior Courts Courthouse Building Attn: Carolyn J. Mowery, Clerk of the Court 101 E. 4th Street Marion, IN 46952 FILED

MAY 1 9 2016

Carolyn Q. Mowery CLERK GCC

May 13th, 2016

RE:

MODIFY CHILD SUPPORT OBLIGATION

Cause No. 27D02-0405-JP-325

Dear Ms. Mowery,

Please find enclosed all required Motions, Petitions, and Self-Addressed Stamped Envelopes for this to properly proceed.

Can you please return a File-Stamped Copy for verification and my records to the abovementioned address.

Thank you in advance for your assistance in this matter.

Yours truly,

Willie J. Herphill, D.O.C. # 157251

STATE OF INDIANA))SS:	IN THE GRANT SUPERIOR COURT-2	
GRANT COUNTY)	CAUSE NO. 27D02-0405-JP-325	ş.
IN RE: CHILD SUPPO PAYMENTS FOR:	ORT)	*	
WILLIE J. HEMPHILL, Petitioner/Father	j		FILED
v.)	APPEARANCE FORM	MAY 1 9 2016
TRACY JONES(INMAN) Respondent/Mothe			Carolyn Jo Mowery CLERK GCC

Please enter my appearance as Pro se Pursuant to Indiana Rules of Trial Procedure 3.1

Pro se Litigant:

Willie J. Hemphill, D.O.C. # 157251 Heritage Trail Correctional Facility 501 West Main Street Plainfield, Indiana 46168

Type of Proceedings:

Child Support Division

Additional Information:

Petitioner cannot accept service by FAX.

Respectfully Submitted,

Willie J. Hemphill, D.O.C. #157251

STATE OF INDIANA))SS:	IN THE GRANT SUPERIOR COURT-2	
GRANT COUNTY)	CAUSE NO. 27D02-0405-JP-325	
IN RE: CHILD SUPPO	ORT)		
PAYMENTS FOR:	■)		
)		FILED
WILLIE J. HEMPHILL,)		
Petitioner/Father,)	MODIFY CHILD	MAY 1 9 2016
v.)	SUPPORT OBLIGATION	1.1.0 90.00
TRACY JONES(INMAN)	,)		Carolyn J. Mowery CLERK GCC
Respondent/Mother	r.)		CLEIN GOO, 5

COMES NOW, the Petitioner, Willie J. Hemphill, *pro se*, who respectfully requests this Honorable Court to temporarily modify and/or suspend child support payments, pursuant to *IC §31-16-8-1*. In support of this motion, the Petitioner states the following:

That the Petitioner in the above cause was ordered to pay child support in the amount of \$
41.00 per week plus \$10.00 per week in arreara to the Clerk of the GRANT COUNTY
Court, for:

NAME OF CHILD

DATE OF BIRTH

- That on the 24th dayof October 2015 Petitioner was Incarcerated, and on the 8th day of March 2016 Petitioner was sentenced to the Indiana Department of Correction for a period of 1- year and with an Earliest Possible Release Date (E.P.R.D.) of July 22th, 2016.
- The Petitioner's incarceration constitutes a substantial change in circumstances justifying modification and/or suspension of his child support obligation. *Clark v. Clark*, 902 N.E.2d 813 (Ind. 2009).
- That Petitioner presently has an income of approximately \$15 per month from his current prison job assignment.
- 5. That Petitioner is unable to fulfill his support obligation.

 That the terms of the child support order are unreasonable and should be modified and/or suspended pursuant to IC § 31-16-8-1.

WHEREFORE, the Petitioner respectfully moves this Court modify the current child support order, and for all other relief just and proper.

Respectfully submitted,

Willie J. Hemphill, DOC# 157251

Petitioner, pro se.

CERTIFICATE OF SERVICE AND AFFIRMATION

I, Willie J. Hemphill swear and affirm that all contents are true and accurate under the penalties of perjury, and that copies of the forgoing along with Self-addressed Stamped Envelopes has been supplied for the Prosecuting Attorney's Office, Tracy Jones (Inman), Mother, and himself to the Grant County Clerk of the Court's Office by mailing through the Heritage Trail Correctional Facility Law Library using the U.S. Postal Service, First Class, postage pre-paid on this the 11th day of May, 2016.

Willie J. Hymphill, D.O.C. # 157251

STATE OF INDIANA)		IN THE GRANT SUPERIOR COURT-2	8
GRANT COUNTY)SS:)		CAUSE NO. 27D02-0405-JP-325	
IN RE: CHILD SUPPOR	RT)	,	
TAIMENIS FOR.	L			FILED
WILLIE J. HEMPHILL,	j			200
Petitioner/Father,)			MAY 1 9 2016
)			1
vs.)		AFFIDAVIT OF INDIGENCY	Carolyn Questing CLERK GCC
)				CLERK GCC
TRACY JONES(INMAN),)			
Respondent/Mother.)			

COMES NOW, the Affiant, Willie J. Hemphill and declaring under the penalties of perjury and says:

- 7. I am the Petitioner in the foregoing instrument.
- 8. I believe I am entitled to the relief sought.
- Because of my poverty, I do not have sufficient means, monies, properties, or other securities to pay the cost of an Attorney.
- 10. The only income I have is approx. \$15.00 per month at my prison job.
- 11. I affirm under the penalties of perjury that the foregoing representations are true to the best of my knowledge and belief.

Further, Affiant sayeth naught.

Willie J. Hemphill, D.O.C. #157251

Affiant

STATE OF INDIANA

) SS:

COUNTY OF GRANT

SUBSCRIBED AND SWORN to before me, a Notary public, on this 11th day of May, 2016.

Notary Public

STATE OF INDIANA)	IN THE GRANT SUPERIOR COURT-2	
GRANT COUNTY)SS:)	CAUSE NO. 27D02-0405-JP-325	FILED
IN RE: CHILD SUPPOR	RT))	MAY 1 9 2016
	.)		Carolyn G. Mowel
WILLIE J. HEMPHILL,)		OLLING
Petitioner/Father,)		
)	MOTION FOR	
VS.)	TELEPHONIC APPEARANCE AT HEARING	
)			
TRACY JONES(INMAN),	f		
Respondent/Mother.)		

COMES NOW, Petitioner, Willie J. Hemphill, *pro se*, respectfully moves this Honorable Court to conduct the Modification of Child Support Obligation Hearing, by telephone, pursuant to Indiana Rule of Trial Procedure 73, allowing Petitioner to appear telephonically for his hearing.

WHEREFORE, Willie J. Hemphill, pro se respectfully requests this Honorable Court to enter an Order directing the Plainfield Heritage Trail Correctional Facility to contact the Court at a time and date set by the Court via a telephone number given by the Court in this Order so Petitioner can participate in the hearing, for the Court to enter an Order directing the Facility to make Petitioner available for the telephonic hearing so that the Court can conduct the hearing, on the date of the hearing and have the call transferred to Mr. Pruis's office, Law Librarian on the date and time set by the Court.

Respectfully Submitted,

Willie J. Hemphill, D.O.C.

CERTIFICATE OF SERVICE AND AFFIRMATION

I, Willie J. Hemphill swear and affirm that all contents are true and accurate under the penalties of perjury, and that copies of the forgoing motions has been served upon the Grant County Clerk's Office, for depensing upon Tracy Jones (Inman), Respondent, by mailing said through the Heritage Trail Correctional Facility Law Library using the U.S. Postal Service, First Class, postage pre-paid on this the 13th day of May, 2016.

Willie J. Hemphill, D.O.C. # 157251

IN THE SUPERIOR COURT #2 JUVENILE DIVISION GRANT COUNTY, INDIANA



In Re: Child Support

TRACY JONES, Petitioner

Vs. WILLIE HEMPHILL, Respondent

CAUSE NO.: 27D02-0404-JP-000325

CHILD SUPPORT ORDER

Petitioner and Respondent appear on July 28, 2016 on the Petitioners request for a hearing to adjust the arrearage balance. The Title IV-D Agency appears by Stephen Johnson. The Magistrate of the Court finds the following:

- 1. Respondent shall receive credit for \$410.00 on the arrearages.
- Respondent applied for a reduction during his incarceration of ten (10) weeks between the dates of May 2015 to May 2016.
- Respondent's arrearage balance as of June 30, 2016 is \$16,790.69 after the proper credit was applied. The Clerk of the Court is directed to enter the arrearages into the judgment docket.
- Respondent shall pay \$41.00 week child support plus an additional \$10.00 per week on the child support arrearage until paid in full.

ORDER

Comes now the Court and, having reviewed the facts presented by the Title IV-D Agency and the Parties the Magistrate, now adopts same and enters judgment thereon.

Date: July 28, 2016

Brian F. McLane Magistrate

Superior Court II Juvenile Division

Dana J. Kenworthy, Judge Superior Court II

IN THE SUPERIOR COURT #2 JUVENILE DIVISION GRANT COUNTY, INDIANA

FILED

JUL 2 8 2016

In Re: Child Support

TRACY JONES, Petitioner

Carolyn Jo Mowery CLERK GSC 2

Vs. WILLIE HEMPHILL, Respondent

CAUSE NO.: 27D02-0404-JP-000325

AMENDED CHILD SUPPORT ORDER

Petitioner and Respondent appear on July 28, 2016 on the Respondent's request for a hearing to adjust the arrearage balance. The Title IV-D Agency appears by Stephen Johnson. The Magistrate of the Court finds the following:

- 1. Respondent shall receive credit for \$410.00 on the arrearages.
- Respondent applied for a reduction during his incarceration of ten (10) weeks between the dates of May 2015 to May 2016.
- Respondent's arrearage balance as of June 30, 2016 is \$16,790.69 after the proper credit was applied. The Clerk of the Court is directed to enter the arrearages into the judgment docket.
- 4. Respondent shall pay \$41.00 week child support plus an additional \$10.00 per week on the child support arrearage until paid in full.

ORDER

Comes now the Court and, having reviewed the facts presented by the Title IV-D Agency and the Parties the Magistrate, now adopts same and enters judgment thereon.

Date: July 28, 2016

Brian F. McLane Magistrate

Superior Court II Juvenile Division

Dana J. Kenworthy Judge Superior Court II

IN THE SUPERIOR COURT #2

GRANT COUNTY, INDIANA

In Re: Child Support

TRACY Y. JONES, Petitioner

Vs.

WILLIE HEMPHILL, Respondent

ORDER ON CITATION HEARING

CAUSE NO.: 27D02-0404-JP-000325

The Grant County Title IV-D Agency appears by, Nathan Meeks, for the Custodial Party on the Citation Hearing held on January 9, 2018. Respondent, WILLIE HEMPHILL, being duly advised of the constitutional right to counsel, appears in person.

- Having willfully failed to pay child support as ordered, when capable and able to do so, Respondent is in Indirect Contempt of Court; and, is in arrears the sum of \$19,066.00 as of December 31, 2017. The Clerk of the Court is directed to enter the total arrearage in the judgment docket in favor the other party or parties.
- 2. Respondent is ordered to pay the regular order of support in the sum of \$41.00 per week (Child Support), plus \$10.00 per week on the Arrearage until paid in full.
- 3. Pursuant to Indiana Law, an income withholding order is authorized. Respondent's employer (Income Payor) is hereby ordered to withhold and pay the amounts set forth from Respondent's pay and remit them to Indiana's State Central Collection Unit (INSCCU), P. O. Box 7130, Indianapolis, IN 46206-7130. The Title IV-D Agency shall send required notice to the Income Payor. Until actually deducted from Respondent's wages by the Income Payor, Respondent shall make all payments directly to the Clerk if in cash, or if by check, to the INSCCU.
- Pursuant to Indiana Law, any person ordered to pay child support or maintenance shall pay to the Court Clerk an annual account maintenance fee each January which is currently in the amount of Fifty-five Dollars (\$55.00).
- 5. Being found in Contempt, Respondent is sentenced to a coercive incarceration of forty-five (45) days in the Grant County Jail, forty-five (45) days of said sentence shall be suspended on the condition Respondent pays his support obligation in full each and every week. Respondent may purge this Contempt and be released from jail by payment of \$750.00 cash only purge bond to be applied by the Clerk in escrow and to be paid to the Custodial Party to reduce the child support arrearage. Should the cash purge bond be in excess of the arrears, the additional amount shall be distributed by the Clerk to the Custodial Party as security for the payment of future child support. The Indirect Contempt finding, coercive incarceration jail sentence, and cash purge bond are hereby

re-established and restored for any subsequent failures to comply with child support or related orders of the Court.

- 6. Upon qualification and the signing of any required documents during any coercive jail incarceration the Respondent may participate in the Sheriff's Work Release Program. Provided that this may require Respondent's written consent and agreement to an extension of the coercive incarceration term if necessary to meet the Sheriff's Work Release Rules.
- 7. Respondent is to report any change of employment or address in writing to the Title IV-D Office and the Clerk of the Court.
- 8. Any deferred sentence is conditioned upon the compliance of all current and subsequent orders.
- 9. For the future service of notice or other court documents, Respondent, under oath, gave a legal address as; 1326 LYNHURST DRIVE LOT#18 INDIANAPOLIS, IN 46241. Respondent shall notify the Grant County Clerk, located in the Grant County Courthouse, Marion, IN; and the Title IV-D Office, located in the Grant County Complex, 6th Floor, 401 S. Adams Street, Marion, IN, in writing, of any change in employment, address, or other factor that might affect this Order. The Respondent's compliance with this and all other orders of the Court shall be monitored by the Title IV-D Office's Compliance Officer.

Comes now the Magistrate of the Court and enters judgment thereon.

Date: January 10, 2018

Brian F. McLane, Magistrate

Title IV-D Court

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION, IN 46952ON STREET

INVESTIGATIVE REPORT

Report #: 200400021876 - 000 Unknown Code Stat #: 35-42-2-1.5 Statute/Charge: Unknown Code Unknown Code UCR Code: Status: COMMITTED Location: Apt/Zip: / 46952 Grid: Unknown Code City: Unknown Code Patrol: Unknown Code County: Misc No: Reporting Off: Unknown Code Shift: Division: Unknown Code Date Reported: 06/05/2004 Time Reported: 0347 0230 Date Occurred: 06/05/2004 Time Occurred: Latest Poss Date: 06/05/2004 Latest Poss Time: 0347 Veh Recovered: Stolen Veh Amt: Damaged Prop Amt: Stolen Prop Amt: \$ Inv Off: Unknown Code Adult/Juvenile: A Disposition: Unknown Code Disposition Date: 06/05/2004 Weapon: Unknown Code Domestic Violence: Y Hate/Bias: Alcohol/Drug Rel: Method of Entry: Forced Entry:

0

0

Report No: 200400021876 INC NAMES

Name: JONES, TRACY SSN: Sfx: 000 Name Type: Unknown Code Race: B Sex: 504 Weight: 180 Eyes: BRO Height: Hair: BLK Phone/Cell: (765) 662-7727 DOB: 11/21/1966 Age: 37 (

Address:

MARION , IN 46953

Employer: IN YOUR HOME HE Phone: (765) 674-7066

Address: 3742 S WESTERN AVE

MARION, IN 46952

Victim Number: 001 Offense Indicator: 001

Victim Type: A Unknown Code Injury Extent: D Unknown Code Injury Types: 03 Unknown Code Injury Types: 05 Unknown Code Injury Types: ZZ Unknown Code Injury Types:

Injury Types: Injury Types:

Special Circumstances:

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION, IN 46952ON STREET

OFF07

INVESTIGATIVE REPORT

Report No: 200400021876 INC N	AMES				
Name: HEMPHILL, WILLIE Name Type: Unknown Code Height: 510 Weight: 150 DOB: 09/10/1971 Age: 32 Address:	SSN: Sex: Hair: Phone/Cell:	M BLK (765)	662-7727	Sfx: Race: Eyes: ()	001 B BRO
MARION , IN 4695 Employer: M&R CONSTRUCTI Address: MARION, IN 46952	Phone:	(765)	668-1000		
Suspect Number: Offense Indicator: Suspect Code: Suspect Build: Suspect Teeth: Suspect Speech: Suspect Facial Hair: Suspect Clothing:					
Name: Name Type: Unknown Code Height: 000 Weight: 000 DOB: 10/13/1991 Age: 12 Address:	SSN: Sex: Hair: Phone/Cell:	F (765)	662-7727	Sfx: Race: Eyes: ()	002 B
MARION , IN 4695 Employer: Address:	Phone:	()	-		

INVESTIGATIVE REPORT

Report No: 200400021876 ARRESTS

Arrest #: 00000005340 - 000 Arr Seq #: Name: HEMPHILL, WILLIE Sex: M Race: B Height: 510 Weight: 150 Hair: BLK Eyes: BRO DOB: 09/10/1971 Age: 32 SSN: AKA:

#: 0880-73-9019 DL: Type: State: IN Exp 00

Complexion:
Address: SMT:

MARION, IN 46952

Phone: (765) 662-7727 Arrest Date: 06/08/2004 Arrest Time: 14:03
Arr Agency: Unknown Co Arr Officer: Unknown Code
Influence: UNKNOWN Weapon:
Offense 1: Unknown Code
Statute 1: Unknown Code 35-42-3-3

Report No: 200400021876 PROPERTY

Sfx: 001 Record Type: EVIDENCE Value: \$ 0 Brand: Model: GLASSES Serial #: Color: BLK Size: Status: Unknown Code Own App #: Rep Officer: Unknown Code Prop Type: Unknown Code Quantity: 000000000001 Location: MPD TTY #:

Location: MPD

Name Type: Unknown Code

Damage Code:

Recover Off: Unknown Code

TTY #:

JONES, TRACY

Damage Amt: \$ 0

Recover Amt: \$ 0

Date Stolen: Recovery Date: 06/05/2004 Release Date:

Description: EYE GLASSES

Sfx: 002 Record Type: EVIDENCE Value: \$ 0 Brand:DURABRAND Model: HAC PH-600 Serial #: 34300688

Color: Size: Status: Unknown Code

Own App #: Rep Officer: Unknown Code Prop Type: Unknown Code

Quantity: 000000000001

Location: TTY #:

Name Type: Unknown Code Name: JONES, TRACY
Damage Code: Damage Amt: \$ 0

Recover Off: Unknown Code Recover Amt: \$ 0

Date Stolen: Recovery Date: 06/05/2004 Release Date: Description: TELEPHONE

Sfx: 003 Record Type: EVIDENCE Value: \$ 0 Brand: CHARCOAL STA Serial #:

Color: Size: Status: Unknown Code Own App #:

Own App #: Prop Type: Unknown Code Rep Officer: Unknown Code Quantity: 000000000001

Location:

TTY #:
Name: JONES, TRACY Name Type: Unknown Code Damage Code: Damage Amt: \$ 0
Recover Off: Unknown Code Recover Amt: \$ 0

Date Stolen: Recovery Date: 06/05/2004 Release Date: Description: LIGHTER FLUID

INVESTIGATIVE REPORT

Sfx:	004 Record Type: EVIDENCE Model: SHOVEL Color:	<pre>Value: \$ 0 Brand: Serial #: Size:</pre>
	Status: Unknown Code	Own App #:
	Rep Officer: Unknown Code Location:	Prop Type: Unknown Code Quantity: 00000000001 TTY #:
	Name Type: Unknown Code	Name: JONES, TRACY
	Damage Code:	Damage Amt: \$ 0
	Recover Off: Unknown Code	Recover Amt: \$ 0
	Date Stolen: Recover	ry Date: 06/05/2004 Release Date:
	Description: SPADE SHOVEL	
Cfv.	005 Record Type: EVIDENCE	Value: \$ 0 Brand:
DIA.	Model: PIPE	Serial #:
	Color:	Size:
	Status: Unknown Code	Own App #:
	Rep Officer: Unknown Code	Prop Type: Unknown Code
	Location:	Quantity: 00000000001 TTY #:
	Name Type: Unknown Code	Name: JONES, TRACY
	Damage Code:	Damage Amt: \$ 0 Recover Amt: \$ 0
	Recover Off: Unknown Code	
		cy Date: 06/05/2004 Release Date:
	Description: CHROM AND WHITE PIR	TE .
Sfx:	006 Record Type: EVIDENCE Model: Color:	<pre>Value: \$ 0 Brand:AW Serial #: Size:</pre>
	Status: Unknown Code	Own App #:
	Rep Officer: Unknown Code	Prop Type: Unknown Code Quantity: 00000000001
	Location:	TTY #:
	Name Type: Unknown Code	Name: JONES, TRACY
	Damage Code: Recover Off: Unknown Code	Damage Amt: \$ 0 Recover Amt: \$ 0
		ry Date: 06/05/2004 Release Date:
	Description: JERSEY POSSIBLY COV	
Sfx:	007 Record Type: EVIDENCE Model: Color:	<pre>Value: \$ 0 Brand:LA BLUES Serial #: Size:</pre>
	Status: Unknown Code	Own App #:
	Rep Officer: Unknown Code	Prop Type: Unknown Code Quantity: 00000000001
	Location:	TTY #:
	Name Type: Unknown Code	Name: JONES, TRACY
	Damage Code: Recover Off: Unknown Code	Damage Amt: \$ 0 Recover Amt: \$ 0
		ry Date: 06/05/2004 Release Date:
	Description: JEANS	The state of the s
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INVESTIGATIVE REPORT

Report No: 200400021876 PROPERTY

Sfx: 008 Record Type: EVIDENCE Value: \$ 0 Brand: Model: Serial #: Color: Size: Status: Unknown Code Own App #:
Prop Type: Unknown Code
Quantity: 000000000001 Rep Officer: Unknown Code Location: TTY #: Name Type: Unknown Code

Damage Code:

Recover Off: Unknown Code

TTY #:

JONES, TRACY

Damage Amt: \$ 0

Recover Amt: \$ 0 Date Stolen: Recovery Date: 06/05/2004 Release Date: Description: BRA Value: \$ 0 Brand: Sfx: 009 Record Type: EVIDENCE Serial #: Model: Size: Color: Status: Unknown Code Own App #:
Prop Type: Unknown Code
Quantity: 000000000001 Rep Officer: Unknown Code TTY #: Location: Name Type: Unknown Code Name: JONES, TRACY
Damage Code: Damage Amt: \$ 0
Recover Off: Unknown Code Recover Amt: \$ 0 Date Stolen: Recovery Date: 06/05/2004 Release Date: Description: PAIR OF WHITE FOOTIES Value: \$ 0 Brand:K SWISS Serial #: Sfx: 010 Record Type: EVIDENCE Model: Color: Size: Status: Unknown Code Own App #: Prop Type: Unknown Code Rep Officer: Unknown Code Quantity: 000000000001 TTY #: Location: Location:

Name Type: Unknown Code

Damage Code:

Recover Off: Unknown Code

TTY #:

Name: JONES, TRACY

Damage Amt: \$ 0

Recover Amt: \$ 0 Date Stolen: Recovery Date: 06/05/2004 Release Date: Description: TENNIS SHOES Value: \$ 0 Brand: Serial #: Sfx: 011 Record Type: EVIDENCE Model: Color: Size: Color:
Status: Unknown Code Own App #:
Rep Officer: Unknown Code Prop Type: Unknown Code
Quantity: 000000000001
Location: TTY #:
Name Type: Unknown Code Name: JONES, TRACY
Damage Code: Damage Amt: \$ 0
Recover Off: Unknown Code Recover Amt: \$ 0 Status: Unknown Code Date Stolen: Recovery Date: 06/05/2004 Release Date: Description: GOLD HOOP EARINGS

INVESTIGATIVE REPORT

Report No: 200400021876 PROPERTY

Value: \$ 0 Brand: Sfx: 012 Record Type: EVIDENCE Model: HAIR Serial #:

Color: Size:

Status: Unknown Code Own App #:

Rep Officer: Unknown Code Prop Type: Unknown Code Quantity: 000000000001 Location: TTY #:

JONES, TRACY Name Type: Unknown Code Name:

Damage Code: Damage Amt: \$ 0
Recover Off: Unknown Code Recover Amt: \$ 0

Date Stolen: Recovery Date: 06/05/2004 Release Date:

Description: BLACK HAIR FROM VICTIM

Sfx: 013 Record Type: EVIDENCE Value: \$ 0 Brand:

Model: LIGHTER FLUID Serial #: Color: Size: Status: Unknown Code Own App #:

Rep Officer: Prop Type: Unknown Code

Quantity: 00000000001

Location: MPD Name Type: Unknown Code TTY #:

HEMPHILL, WILLIE Name: Damage Amt: \$ 0
Recover Amt: \$ 0 Damage Code: Recover Off: Unknown Code

Date Stolen: Recovery Date: 06/10/2004 Release Date:

Description: LIGHTER FLUID IN A CANNING JAR

INVESTIGATIVE REPORT

Offense: Unknown Code Statute/Charge: Unknown Code UCR Code: Unknown Code Location: Grid: Unknown Code Patrol: Unknown Code Reporting Off: Unknown Code Division: Date Reported: 06/05/2004 Date Occurred: 06/05/2004 Latest Poss Date: 06/05/2004 Veh Recovered: Stolen Prop Amt: \$ 0 Inv Off: Disposition: Unknown Code Weapon: Unknown Code Hate/Bias: Method of Entry:

Report #: 200400021876 - 001 Stat #: 35-45-2-1 Status: COMMITTED / 46952 Apt/Zip: Unknown Code City: County: Misc No: Shift: Unknown Code Time Reported: 0347 Time Occurred: 0230 Latest Poss Time: 0347 Stolen Veh Amt: \$ 0 Damaged Prop Amt: \$ 0 Adult/Juvenile: A Disposition Date: 06/05/2004 Domestic Violence: Y / N Alcohol/Drug Rel:

Forced Entry:

Run: 1-MAR-2018 10:14 MARION POLICE DEPARTMENT Page: 1

NARAL - Run By: JENTES, STACEY

AGENCY: 00 CISCORECORDS

NARRATIVE REPORT

OFF Number: 00-200400021876-000 Narr Sfx: 0000 Reporter:

Marion Police Department

Incident Report Narrative

Case #: 04-021876

Re: Willie J. Hemphill

Aggravated Battery (B Felony)

Intimidation (C Felony)

Interference w/ Reporting Crime (A Misd)

On 06/05/04, at approximately 03:47 hours, I, Officer Whitted was dispatched to for a woman who had fallen in the kitchen and possibly broken her leg. I arrived just seconds before the ambulance. When I knocked on the door, twice, a woman answered, later identified as Tracy Y. Jones, along with her 6-year-old son Ms. Jones had a large amount of blood coming from her head, covering her clothing. The paramedics (Ambu 1251) and I were trying to ask her what happened and all I could understand at first was that the suspect, Willie Hemphill, had beaten her, that Mr. Hemphill had run out the back door, that she had been struck with a pipe and that he had poured lighter fluid on her. At this same time I was calling for additional units and a neighbor had arrived with (12-years-old), Ms. Jones' daughter. Ms. had been the person to initiate the call to the police.

Once other officers arrived we cleared the residence to confirm that Mr. Hemphill was no longer inside. As we walked through the home, I observed that the downstairs was in complete disarray. Ms. Jones/Mr. Hemphill's bedroom is the to the immediate left once entering the front door into the living room. This room had clothes strewn about. In this room,

5-months-old, was sleeping throughout the incident. This infant is the son of Ms. Jones and Mr. Hemphill. The living room was also in disarray with items being knocked off of the end tables and coffee table. As you continue through, you enter the dining room. This room also seemed out of sorts. I immediately noticed a blanket on the table with a telephone that appeared to have been pulled out/ broken. We then turned left into a hallway where the bathroom is located on the right. There were items thrown all over the bathroom, one window was open, and I noticed an opened container of lighter fluid setting on the floor in the hallway just outside the bathroom door, dripping.

We cleared the upstairs, which led off of the hallway. The only person that was found upstairs was _____, Ms. Jones' 7-year-old daughter, who was sleeping throughout the incident. After clearing the upstairs we went downstairs back to the dining room. In the doorway from the kitchen to the dining room, there was a large amount of blood in the area on the floor. There were drips and tracks (one appeared to be left by a shoe) of what appeared to be blood along with smear marks as if something had been drug. As you walked through the doorway I noticed that the door leading to the back porch had been forced open, finding the entire side of the doorframe on the kitchen floor. The door also had a dragging type dent in the outside face of the door. I also noticed a pair of black-framed glasses bent/broken lying next to the blood. I recall Ms. Jones stating that she needed to find her glasses. As we cleared the kitchen we moved to the back porch where there was again blood on the blinds and a rug. We also located a shovel, which appeared to have possible white paint transfer from the dent on the door. We continued clearing through the back yard and after not being able to locate Mr. Hemphill I went back to my police commission to obtain a camera. Ms. Jones and her

NARAL - Run By: JENTES, STACEY

AGENCY: 00

CISCO RECORDS NARRATIVE REPORT

OFF Number: 00-200400021876-000 Narr Sfx: 0000 Reporter:

daughter were standing by for Ms. Jones' mother to pick up the other three children. She arrived and the injured parties were transported to the hospital by ambulance.

I obtained pictures of the crime scene. At approximately 04:30 hours, Officer Reel assisted me in collecting the black-framed glasses, the lighter fluid, the telephone and the shovel, thinking maybe it was the shovel that Ms. Jones mistook for a pipe. After obtaining pictures and evidence, I went to the Marion General Hospital to obtain statements from the victim and her daughter. I obtained pictures of all injuries involved. I tried to speak with both subjects. They were being treated and X-Rayed until approximately 05:15 hours, when I was finally able to speak with the daughter, She informed me, on a taped statement, that she had heard her mother calling for help from downstairs, when she and her two younger siblings were trying to sleep. said that she and her 6-year-old brother ran downstairs to find their mother crawling on the floor yelling for her to call the police as Mr. Hemphill was hitting her with a pipe. stated that she immediately called the police and received an answer, however, before she could say only a couple of words, Mr. Hemphill came to yelling, saying that she was not going to call the police because he was not going to be locked up again, and disconnected the receiving cord from the base of the telephone.

continued stating that she, her mother, and brother, ran into the bathroom and locked the door. Mr. Hemphill forced the door open and he and passed a few words. stated that she told him that her mother was not going to die like that. She states that at this point, Mr. Hemphill responded by saying that he was not going to kill Ms. Jones but instead blow up the entire home, also threatening to throw lighter fluid on Ms. Jones. stated that Mr. Hemphill left a second time and when they were able to relock the door, jumped out the bathroom window, injuring her right foot/ankle/leg in the process, and ran to neighboring houses to call the police. I asked if she had seen Mr. Hemphill throw lighter fluid on her mother and she replied no, that she had already gone for help. She stated that this neighbor called the police again and when they went outside the ambulance and police had arrived so they walked back to the house. I was also able to obtain a taped statement from the victim, Ms. Jones. Ms. Jones has suffered lacerations to her head, bruising, scrapes and welts from the weapon (pipe) that was used. We also completed the Domestic Violence Paperwork. I obtained a taped statement from Ms. Jones who informed me that she and Mr. Hemphill have been seeing each other off and on since 2002 and had just moved into this house on May 5. She explained that they had gone out for the evening, stating that she had been drinking some and Mr. Hemphill was intoxicated. She stated that they began arguing while leaving the Paradise Lounge and that argument continued when they returned home. She stated that she took her father home, who had watched the children. She said that when she got back home, Mr. Hemphill was still upset and continuing to argue with Ms. Jones. Ms. Jones stated that she had told Mr. Hemphill to just get his things and leave. She stated that they were in the bedroom at this time, and after she had said this, Mr. Hemphill began throwing all of his clothes out of the closet onto the bed were the 5-month-old was sleeping. She stated that they moved the arguing out into the living room where it began getting physical when Mr. Hemphill began pushing Ms. Jones and hitting her in the face with open hands, as if to forcefully shove her backward.

Ms. Jones stated that Mr. Hemphill had walked off to the bathroom and Ms. Jones had attempted to call her father, however, Mr. Hemphill came out of the bathroom before she could say anything. She stated that she quickly hung up the telephone to prevent upsetting Mr. Hemphill further. She stated that she ran out to her car and was going to leave, but stated that she could not leave her four children in the house. She stated that she decided to go back inside Run: 1-MAR-2018 10:14 MARION POLICE DEPARTMENT

NARAL - Run By: JENTES, STACEY

AGENCY: 00 C I S C O R E C O R D S NARRATIVE REPORT

OFF Number: 00-200400021876-000 Narr Sfx: 0000 Reporter:

the home, but not before she grabbed an old pipe, approximately 4-feet long, to use for protection if she were to need it. She stated that when she went back inside Mr. Hemphill again began being physically abusive to Ms. Jones, so she tried swinging the pipe at Mr. Hemphill. She stated that she thinks she hit him but was not sure where. She stated that Mr. Hemphill quickly took the pipe from her and as she lay on her left side, on the kitchen floor, Mr. Hemphill began hitting Ms. Jones numerous times with the pipe on the right side of her body. This abuse caused sever welts and swelling areas, including lacerations to her scalp and scratches on her face.

Page: 3

Ms. Jones stated that during this beating she was screaming out for help when her 12-year-old daughter and 6-year-old son came running downstairs. She stated that she had yelled for her daughter to call the police, however, knowing that Mr. Hemphill would not let her, though she could not see what Mr. Hemphill had done. She stated that she could not remember exactly how but states that somehow she, her son and daughter, had gone to the bathroom and locked the door. She stated that Mr. Hemphill had broken in the restroom door and began fighting again, she believes without the pipe. Ms. Jones stated that they again tried to lock themselves into the bathroom. She stated that it was then that her daughter made the quick decision to climb out the window and find help. Ms. Jones stated that soon after Mr. Hemphill broke open the door again and this time he had lighter fluid. She stated that Mr. Hemphill was pouring the lighter fluid on Ms. Jones yelling that he was going to burn them, that he was going to kill them, all the while trying to drag her out of the bathroom. She said that Mr. Hemphill was very upset that he might go to jail again. She stated that while he was trying to drag her she was yelling that her leg was broke, trying to also play unconscious, so that Mr. Hemphill would not be able to drag her out of the house. She stated that he drug her to the back porch, but when she became too difficult to drag, he simply let go and fled. I asked if Ms. Jones was afraid for her life and she said yes.

I asked how the back door had been damaged. She stated that at some point she had locked the back door, trying to lock him out but he regained entry by damaging the door. I then asked her to describe the weapon he used. She stated that the old metal pipe was approximately 4 feet long. To conclude, she explained that after Mr. Hemphill had left the area, she took her son back into the bathroom and stayed there until she heard the knocks on the door from the police.

After completing the interview, at approximately 06:50 hours, I collected the clothing she had worn, except her underwear, her one earning, and locks of her hair that the nurse had to trim away to be able to stitch the lacerations on Ms. Jones' head. All of these items, along with the items collected at the scene were transported to the Marion Police Department. I had also called for a unit that was still on the scene to look for an old chrome pipe approximately 4-feet long. I was later informed that a pipe fitting that description was located and taken into evidence.

Once I was at the police department at approximately 07:15 hours, I obtained pictures and hung the clothing, which was still soaked with blood, to dry in an evidence locker. I, along with the assistance of Officer McBee and Officer Caudell, submitted the 12 items of evidence. 5 rolls of pictures were also submitted into evidence and two tapes, one of the two interviews, and one of the two 911 telephone calls, was submitted to be transcribed.

Police Action Taken: Documented Incident. Obtained pictures and evidence. Obtained criminal history packet. Completed Domestic Violence paperwork. Unsuccessfully, attempted to locate suspect. Obtained taped statements from victim and witness. Completed Prosecutive Report.

Run: 1-MAR-2018 10:14 MARION POLICE DEPARTMENT Page: 4

NARAL - Run By: JENTES, STACEY

AGENCY: 00 CISCORECORDS

NARRATIVE REPORT

OFF Number: 00-200400021876-000 Narr Sfx: 0000 Reporter:

Police Action Needed: Request an arrest warrant is issued for Mr. Hemphill regarding the charge of Aggravated Battery, Intimidation causing risk of death, and Interference with Reporting a Crime.

Submitted By:

Officer Karen J. Whitted

Unit # 206

Run: 1-MAR-2018 10:14 MARION POLICE DEPARTMENT Page: 1

NARAL - Run By: JENTES, STACEY

AGENCY: 00 CISCORECORDS

NARRATIVE REPORT

OFF Number: 00-200400021876-000 Narr Sfx: 0001 Reporter:

Marion, Indiana Police Department

Prosecutive Report

Marion Police Case # 04-021876

Date of Case: 05 June 2004

I.Charges:Count # 1: Aggravated Battery, a Class "B" Felony

Indiana Code # 35 - 42 - 2 - 1.5

Count # 2: Intimidation using a deadly weapon, a Class "C" Felony

Indiana Code # 35 - 45 - 2 - 1 (b2)

Count # 3: Interference with Reporting a Crime,

a Class "A" Misdemeanor, Indiana Code # 35 - 45 - 2 - 5

II. Victim: Ms. Tracy Y. Jones

Marion, Indiana 46953

TX: 765-662-7727

Employment:

In Your Home Health Care

3742 S. Western Avenue

Marion, Indiana 46953

TX: 765-674-7066

III.Defendant:Mr. Willie J. Hemphill, Age 32

Marion, Indiana 46953

TX: 765-662-7727

Black / Male, 5'10" Tall, 150 Pounds, Eyes: Brown Hair: BlackDate of Birth: 10 September 1971

SSN:

Indiana OLN: 0880-73-9019

Place of Employment: M&R Construction (765-668-1000)

Run: 1-MAR-2018 10:14 MARION POLICE DEPARTMENT

NARAL - Run By: JENTES, STACEY

AGENCY: 00 CISCO RECORDS

NARRATIVE REPORT

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OFF Number: 00-200400021876-000 Narr Sfx: 0001 Reporter:

State I.D. Number: None

F.B.I. Number: 835911PA0

IV. Narrative of Offense:

**On 06/05/04, at approximately 03:47 hours, I, Officer Whitted was dispatched to for a woman who may have broken her leg. Once I made contact with this woman, victim: Tracy Y. Jones, it was found that the father of her 5-month-old/live-in boyfriend, Willie Hemphill, had battered her and then fled out the back door. The house was in complete disarray. The telephone had been pulled out, Ms. Jones glasses were broken on the kitchen floor, there was an open container of lighter fluid by the bathroom door, the back door was damaged and the interior doorframe was completely torn off the wall. There was also blood everywhere, particularly in the dining room, kitchen and back porch. She also had a large amount of blood on her clothing.

**It was found that while her 5-month-old, 6-year-old, 7-year-old, and 12-year-old were in the home, the couple returned home from the Paradise Lounge and were in an argument. The fight turned physical when Mr. Hemphill began pushing and hitting Ms. Jones. She was going to leave but decided against leaving her kids so when she returned to the house she took with her a pipe for self defense.

**When Mr. Hemphill started beating on Ms. Jones again she attempted to defend herself, hitting him once with the pipe, before he snatched it away from her and struck her with the pipe numerous times in the right side of her body and head as she lay on the kitchen floor. Throughout this battery she was screaming for help, which caused her 12 and 6-year-old to come downstairs. The 12-year-old tried to call the police but Mr. Hemphill pulled out the telephone cord yelling that he was not going to go back to jail. Ms. Jones and her children were able to lock themselves in the bathroom until Mr. Hemphill kicked in the door.

**Mr. Hemphill continued to beat on Ms. Jones, yelling at the 12-year-old that he was going to burn the place up and kill everyone. They were able to lock the bathroom again, when Mr. Hemphill left briefly. During this pause, the 12-year-old climbed out the window without her mother's knowledge and went to a neighbor to call the police. When she exited from the window she injured her right foot and caused pain to her ankle and leg.

**In the meantime, Mr. Hemphill had returned and began dousing Ms. Jones with lighter fluid. It was reported that he then began attempting to drag her out of the house through the back door. He was able to make it to the back porch but she was attempting to pretend to be unconscious and also said her leg was broke so he eventually left her there and fled. She got her 6-year-old and locked herself in the bathroom again until police arrived.

V.Witnesses: Officer Karen Whitted

301 S. Branson Street

Marion, IN, 46952

TX: 765-662-9981

**Took the initial report of this incident. Documented Incident. Obtained pictures and collected evidence. Submitted all evidence. Attempted Run: 1-MAR-2018 10:14 MARION POLICE DEPARTMENT

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NARAL - Run By: JENTES, STACEY

AGENCY: 00

CISCO RECORDS

NARRATIVE REPORT

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interview with suspect.

VI.Police Officers Involved:

(1)Officer Karen Whitted, Marion Police Department

(2)Officer Jared Reel, Marion Police Department

(assisted at the scene with collecting evidence)

(3)Officer Jeff Tomlinson, Marion Police Department

(assisted at the scene with collecting evidence)

(4)Officer Benjamin Caudell, Marion Police Department

(assisted at the Marion Police Department submitting evidence)

(5)Officer Nate McBee, Marion Police Department

(assisted at the Marion Police Department submitting evidence)

VII.Physical Evidence:

- (1)(1) pair of black framed glasses-bent/broken-belonging to victim
- (2)(1) Durabrand HAC PH-600 black colored telephone
- (3)(1) container of "Charcoal Starter" lighter fluid
- (4)(1) spade shovel-possible white paint transfer from back door
- (5)(1) chrome/white colored pipe, approx. 4-feet long
- (6)(1) Blue/white colored jersey, soaked with blood and possible lighter fluid
- (7)(1) pair of black colored LA Blues jeans with blood and possible lighter
- (8)(1) bra with blood and possible lighter fluid
- (9) (1) pair of white colored footie socks
- (10)(1) pair of Kswiss Shoes with blood on them
- (11)(1) golden hoop earring with blood on it
- (12)(1) black hair cut from around the laceration on victim's head-soaked in blood and possible lighter fluid

VIII.Crime Scene Investigation: None

IX.Mitigating Circumstances: There are no mitigating factors in this case

X.Aggravating Circumstances:

(1) There were four young children in the home at the time of the incident, one 6-year-old who witnessed the incident, and another 12-year-old who witnessed the incident, and was injured while trying to get help.

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CISCO RECORDS

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- (2) The defendant has a history of violent offenses in the past.
- (3) The battery was not only aggravated but was Domestic in nature.

XI.Officer Notes: **The blue/white colored jersey belonged to the victim's deceased 14-year-old son and it is very important to her that she gets it back after the trial. She would also like the rest of her property back, but particularly, if at all possible, she wants the jersey back.

XI. Case Status:

Request an arrest warrant be issued for Mr. Hemphill regarding the following charges:

(1). Aggravated Battery

Class "B" Felony

Indiana Code # 35 - 42 - 2 - 1.5

Mr. Hemphill, knowingly and intentionally inflicted injury on a person that created a substantial risk of death or could have caused serious permanent disfigurement, protracted loss or impairment of the function of a bodily member when he struck the mother of his son/live in girlfriend, with pipe numerous times to the arms, legs, torso, and head area, causing injury.

(2). Intimidation using a deadly weapon

Class "C" Felony

Indiana Code # 35 - 45 - 2 - 1

Mr. Hemphill, communicated a threat to another person with the intent that the other person be placed in fear of retaliation fro a prior lawful act while using a deadly weapon when Mr. Hemphill continued to beat Ms. Jones with a pipe as she yelled for her daughter to contact the police, continued to physically beat Ms. Jones while she tried to escape in the bathroom and doused Ms. Jones with lighter fluid threatening to kill her, kill everyone, burn the place down.

(1). Interference with Reporting a Crime

Class "A" Misdemeanor

Indiana Code # 35 - 45 - 2 - 5

Mr. Hemphill, with the intent to commit and conceal the commission of a crime, did knowingly and intentionally interfere with and prevented an individual from using a 911 emergency telephone system, obtain medical assistance, and make a report to a law enforcement officer when he pulled the telephone line out of the telephone when the victim's 12-year-old daughter attempted to call the police.

Submitted By:

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NARAL - Run By: JENTES, STACEY

AGENCY: 00 CISCORECORDS

NARRATIVE REPORT

OFF Number: 00-200400021876-000 Narr Sfx: 0001 Reporter:

Officer Karen Whitted

Unit # 206

05 June 200

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NARAL - Run By: JENTES, STACEY

AGENCY: 00 CISCORECORDS

NARRATIVE REPORT

OFF Number: 00-200400021876-000 Narr Sfx: 0002 Reporter:

MARION POLICE DEPARTMENT

SUPPLEMENTAL REPORT

CASE #04-021876

06/05/04

SUBMITTED BY:

JEFFRY TOMLINSON

Run: 1-MAR-2018 10:14 MARION POLICE DEPARTMENT Page: 1

NARAL - Run By: JENTES, STACEY

AGENCY: 00 CISCORECORDS

NARRATIVE REPORT

OFF Number: 00-200400021876-000 Narr Sfx: 0003 Reporter:

Marion Police Department

Supplement Report Narrative

Case #: 04-021876

Re: Willie J. Hemphill

Aggravated Battery (B Felony)

Intimidation (C Felony)

Interference w/ Reporting Crime (A Misd)

On 08/10/04, at approximately 20:30 hours, I, Officer Whitted received, via a letter in my mailbox, the Certificate of Analysis from the Indiana State Police regarding evidence submitted in this case by Marion Police Department's Evidence Technician, Robin Young, upon my request. As stated on the analysis, the evidence was received on 07/07/04 at 11:27 hours, including a pair of black jeans, a white bra, two "K-Swiss" tennis shoes, and a bottle of charcoal lighter fluid. The analysis states that examination of these items revealed the presence of a medium petroleum product, examples of which include mineral spirits, paint thinners, some charcoal starters, and some specialty solvents. A copy of this analysis was made and given to Cpl. Young and Capt. Jay Kay.

The original is attached to this supplement and submitted to be added to the original report in the original case file.

Submitted By:

Officer Karen J. Whitted

Unit # 006

Photo obtained by APM Reports from the Grant County Sheriff's Department in Marion, IN. Dated: 6/8/2004.



This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

State Vs Willie Hemphill

Case Number	27D02-0406-FB-000069	
Court	Grant Superior Court 2	
Туре	FB - Class B Felony	
Filed	06/09/2004	
Status	08/29/2005 , Decided	
Reference	Original County Cause Number	D204FB69

Parties to the Case

Defendant Hemphill, Willie J

Description Male, Black

Address 310 West 20Th Street

Marion, IN 46953

Attorney David Marlin Payne

#564827, Court Appointed

112 South Boots Street Marion, IN 46952-0000 765-664-4132(W)

State State of Indiana

Plaintiff

Attorney Evan Kent Hammond

#2561829

Kiley Harker Certain 300 West Third Street Marion, IN 46952 765-664-9041(W)

Charges

01 06/09/2004 CRIMINAL CONFINEMENT- With A Weapon And/Or Serious Injury

Statute 35-42-3-3(b)(2)

Degree FB

02 06/09/2004 BATTERY RESULTING IN SERIOUS BODILY INJ

Statute 35-42-2-1(3)

Degree FC

03 06/09/2004 INTIMIDATION WITH A DEADLY WEAPON- Person Draws Or Uses A Deadly Weapon While

Committing Intimidati

Statute 35-45-2-1(b)(2)

Degree FC

04 06/09/2004 INTIMIDATION WITH A DEADLY WEAPON- Person Draws Or Uses A Deadly Weapon While Committing Intimidati

Statute 35-45-2-1(b)(2)

Degree FC

05 06/09/2004 INTERFERENCE WITH REPORTING- Did, With Intent To Committ, Conceal, Aid In Commission Of

Crime, Inter

Statute 35-45-2-5(1)

Degree MA

Chronological Case Summary

06/09/2004 Converted Event

Docket Note: MPD

06/09/2004 Converted Event

State of Indiana files appearance form and further files Criminal Information and Affidavit of Probable Cause. Probable cause found and bond set in the sum of \$150,000.00 as per Order filed. Clerk of the Court is directed to issue to the Sheriff of Grant County as warrant for the arrest of the defendant and to endorse thereon bond set herein. Thomas Hunt, Judge Pro Tem. Warrant issued. (RJO? N) | JTS Minute Entry Date: 2004-06-09

06/14/2004 Converted Event

Comes now the defendant in custody and in person. The Court now conducts initial hearing and advises defendant of his rights and, at the request of defendant, appoints Shane Beal as attorney, upon finding defendant to be an indigent person. The Court now assigns cause for trial for October 24, 2004, commencing at 1:30 p.m., as 5th choice, and that State and defendant to meet on or before July 28, 2004, for pretrial conference, all as per Order on Initial Hearing filed. Thomas R. Hunt, Judge Pro Tem. (RJO? Y) (Alt Judge T) | JTS Minute Entry Date: 2004-06-10

06/17/2004 Converted Event

Return of arrest warrant filed with the court showing the arrest of Willie Hemphill on 6/10/04. (RJO? N) | JTS Minute Entry Date: 2004-06-17

06/22/2004 Converted Event

Defendant by counsel, Shane Beal, files Motion for Discovery. Same Granted. (RJO? N) | JTS Minute Entry Date: 2004-06-18

06/25/2004 Converted Event

Defendant by counsel, Shane Beal, files Motion for Bond Reduction. Matter set for hearing on same set for July 12, 2004, at 9:00 a.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2004-06-25

06/30/2004 Converted Event

Defendant files correspondence, copy forwarded to counsel, Shane Beal. (RJO? N) | JTS Minute Entry Date: 2004-06-25

07/06/2004 Converted Event

State of Indiana files Notice of Discovery Compliance. State of Indiana files Motion for Discovery. Same granted. (RJO? N) | JTS Minute Entry Date: 2004-07-06

07/15/2004 Converted Event

Defendant in custody and by counsel, Shane Beal, and the State of Indiana by Rodney Faulk appear. Defendant by counsel, Shane Beal orally requests to withdraw Motion for Bond Reduction. Same granted. (RJO? N) | JTS Minute Entry Date: 2004-07-12

08/11/2004 Converted Event

Defendant files correspondence with the Court. Same copied and forwarded to counsel, Shane Beal. (RJO? N) | JTS Minute Entry Date: 2004-08-10

08/13/2004 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2004-08-13

08/24/2004 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2004-08-24

08/31/2004 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2004-08-31

09/01/2004 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2004-09-01

09/13/2004 Converted Event

Willie Hemphill files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2004-09-13

09/15/2004 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2004-09-15

10/20/2004 Converted Event

Defendant by counsel, Shane Beal, files Motion to Continue, Jury Trial currently set for October 25, 2004. Submitted, examined, and granted. Jury Trial now set for March 7, 2005, commencing at 1:30 p.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2004-10-15

11/09/2004 Converted Event

Defendant by counsel, Shane Beal, files Notice of Taking Deposition and copy of Subpoena to N) | JTS Minute Entry Date: 2004-11-05

11/09/2004 Converted Event

Defendant by counsel, Shane Beal, files Notice of Taking Deposition and copy of Subpoena to Tracy Jones. (RJO? N) | ITS Minute Entry Date: 2004-11-05

12/03/2004 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2004-12-03

12/10/2004 **Converted Event**

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2004-12-10

12/16/2004 Converted Event

State of Indiana orally requests this matter be set for Guilty Plea Hearing. Same set for January 10, 2005, at 9:00 a.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2004-12-16

01/12/2005 Converted Event

Defendant by counsel, Shane Beal, orally requests Guilty Plea Hearing be lifted and Jury Trial date of March 7, 2005, be maintained. Same granted. (RJO? N) | JTS Minute Entry Date: 2005-01-10

01/19/2005 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2005-01-19

01/28/2005 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2005-01-28

03/14/2005 Converted Event

Defendant files correspondence with the Court. (RJO? N) | JTS Minute Entry Date: 2005-03-14

03/16/2005 Converted Event

This matter was set for Jury Trial on March 7, 2005. This cause could not be tried, and must be continued because of congestion of the Court's calendar pursuant to Rule 4(a) of Indiana Rules of Criminal Procedures, as the Court was trying State of Indiana vs. John Henry Ray, 27D02-0407-FB-84. This matter shall be set for trial by jury on August 1, 2005, commencing at 1:30 p.m., as per Order filed. (RJO? Y) | JTS Minute Entry Date: 2005-03-07

03/30/2005 Converted Event

Defendant files correspondence with the Court. Same referred to counsel, Shane Beal. (RJO? N) | JTS Minute Entry Date: 2005-03-29

04/11/2005 Converted Event

Shane Beal files minute entry. Court sets hearing on minute entry filed for April 18, 2005, at 9:00 a.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2005-04-11

04/19/2005 Converted Event

Comes now the Public Defender Board and appoints Bruce Elliott as counsel for defendant. Shane Beal directed to forward all information to Bruce Elliott as soon as possible. (RJO? N) | JTS Minute Entry Date: 2005-04-19

04/19/2005 Converted Event

Comes now State of Indiana by Rodney Faulk. Comes now the defendant in custody together with his counsel, Shane Beal. The Court informs defendant that Pro Se filings while retaining counsel are not read by the Court. Defendant requests Shane Beal be removed from his case due to the fact that defendant filed disciplinary action against Mr. Beal. The Court grants defendant's request and now directs the Public Defender Board to appoint counsel for defendant, all as per Order filed. (RJO? Y) | JTS Minute Entry Date: 2005-04-18

05/11/2005 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2005-05-11

05/18/2005 Converted Event

Defendant by counsel, Bruce N. Elliott, files Motion for Speedy Trial. Matter now set for Speedy Trial on July 11, 2005, commencing at 1:30 p.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2005-05-17

05/31/2005 Converted Event

Defendant files correspondence with the Court. (RJO? N) | JTS Minute Entry Date: 2005-05-26

06/16/2005 Converted Event

Comes now the Court and sets matter for Mandatory Pre-Trial Hearing on June 23, 2005, at 9:00 a.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2005-06-16

06/23/2005 Converted Event

Comes now the State of Indiana and orally moves to continue Mandatory Pre-Trial hearing to June 24, 2005, at 11:00 a.m. Same granted. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2005-06-23

06/24/2005 Converted Event

Parties inform the Court matter is in plea negotiations and will notify the Court on June 27, 2005, if trial is proceeding. Comes now the Court and files Pre-Trial Order. (RJO? Y) | JTS Minute Entry Date: 2005-06-24

07/06/2005 Converted Event

Defendant files correspondence with the Court. (RJO? N) | JTS Minute Entry Date: 2005-07-05

07/08/2005 Converted Event

Defendant by counsel, Bruce Elliott, files Emergency Motion to Continue. Same set for hearing July 11, 2005, at 1:30 p.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2005-07-08

07/19/2005 Converted Event

Defendant appears in custody and by counsel, Bruce Elliott. State of Indiana appears by Rodney Faulk. Motion to Continue heard and the Court determines that counsel for defendant had an emergency. Motion granted. Jury Trial now reset for August 8, 2005, as a Speedy setting. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2005-07-11

07/22/2005 Converted Event

Defendant files Notice of Intent to Try Case. (RJO? N) | JTS Minute Entry Date: 2005-07-21

08/01/2005 Converted Event

Defendant files correspondence with the Court. Same forwarded to counsel on both sides and filed without being read. (RJO? N) | JTS Minute Entry Date: 2005-07-28

08/04/2005 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2005-08-04

08/11/2005 Converted Event

Comes now State of Indiana by Rodney Faulk. Further comes the defendant in the custody of the Sheriff of Grant County together with his attorney, Bruce Elliott. State and defendant file written Plea Agreement. Defendant moves the Court to enter a plea pursuant to the Plea Agreement. Motion granted. Defendant now enters a plea of guilty pursuant to the Plea Agreement all as per Order on Plea Agreement filed. Sentencing hearing is set for August 29, 2005, at 9:00 a.m. Notice ordered. (RJO? Y) | JTS Minute Entry Date: 2005-08-08

08/26/2005 Converted Event

Presentence Investigation Report filed. (RJO? N) | JTS Minute Entry Date: 2005-08-26

08/29/2005 **Judgment**

Conversion

- 01. CRIMINAL CONFINEMENT- With A Weapon And/Or Serious Injury
 - Dismissed

08/29/2005 **Judgment**

Conversion

- 02. BATTERY RESULTING IN SERIOUS BODILY INJ
 - Finding of Guilty

08/29/2005 **Judgment**

Conversion

- 03. INTIMIDATION WITH A DEADLY WEAPON- Person Draws Or Uses A Deadly Weapon While Committing Intimidati
 - Dismissed

08/29/2005 **Judgment**

Conversion

- 04. INTIMIDATION WITH A DEADLY WEAPON- Person Draws Or Uses A Deadly Weapon While Committing Intimidati
 - Dismissed

08/29/2005 **Judgment**

Conversion

- 05. INTERFERENCE WITH REPORTING- Did, With Intent To Committ, Conceal, Aid In Commission Of Crime, Inter
 - Dismissed

09/02/2005 Converted Event

Comes now State of Indiana by Rodney Faulk. Further comes the defendant in the custody of the Sheriff with his attorney, Bruce Elliott. Cause submitted for sentencing hearing. Evidence heard. The Court now sentences the defendant to the Indiana Department of Corrections all as per Order of Sentence filed. Costs assessed against defendant. (DISPOSED: GP) (RJO? Y) | JTS Minute Entry Date: 2005-08-29

09/13/2005 Converted Event

Abstract of Judgment filed. (RJO? Y) | JTS Minute Entry Date: 2005-09-13

10/21/2005 Converted Event

Return of copy of Sentencing Order sent to defendant stating "not at this address, return to sender." (RJO? N) | JTS Minute Entry Date: 2005-10-21

11/03/2005 Converted Event

Mailed a complete copy of CCS to his place of incarceration. hm (RJO? N) | JTS Minute Entry Date: 2005-11-03

11/22/2005 Converted Event

Defendant files, pro se, Petition for Production of Guilty Plea and Sentencing Transcripts at Public Expense. (RJO? N) | JTS Minute Entry Date: 2005-11-18

11/22/2005 Converted Event

Defendant files, pro se, Motion for Credit Time Spent Incarcerated Prior to Trial and Sentencing. Same referred to State and State requested to respond in thirty days. (RJO? N) | JTS Minute Entry Date: 2005-11-18

11/22/2005 Converted Event

Comes now the Court and grants defendant's pro se Petition for Production of Guilty Plea and Sentencing Transcripts at Public Expense. (RJO? Y) | JTS Minute Entry Date: 2005-11-21

11/30/2005 Converted Event

Amended Order of Sentence filed. Amended Abstract filed. (RJO? Y) | JTS Minute Entry Date: 2005-11-23

11/30/2005 Converted Event

State files response to defendant's "Motion for Credit Time Spent Incarcerated Prior to Trial and Sentencing," stating credit time should be 448 actual days. Grant County Probation, by Trisha Scott, agrees with 448 days. State requests Court file Order amending credit time. (RJO? N) | JTS Minute Entry Date: 2005-11-23

01/26/2006 Converted Event

Defendant files correspondence with the Court. Clerk directed to forward copy of Amended Order of Sentence and Amended Abstract both filed November 23, 2005, to defendant at D.O.C. (RJO? N) | JTS Minute Entry Date: 2006-01-26

02/16/2006 Converted Event

Defendant files correspondence with the court. (RJO? N) | JTS Minute Entry Date: 2006-02-16

03/02/2006 Converted Event

New Castle Correctional files correspondence informing the court that defendant will be released on June 7, 2006. (RJO? N) | JTS Minute Entry Date: 2006-03-02

03/13/2006 Converted Event

Comes now the Court and files Findings and Order for Community Transition Program stating that good cause exists to deny placement, and Indiana Department of Correction is Ordered to retain control over the defendant and defendant not assigned to the community transition program, as per Order filed. (RJO? Y) | JTS Minute Entry Date: 2006-03-10

06/20/2006 Converted Event

The Court now imposes conditions of probation all as per Order filed. (RJO? Y) | JTS Minute Entry Date: 2006-06-12

06/27/2006 Converted Event

Grant County Probation, by Thomas Lawson, files Information For the Court stating defendant has requested a travel permit for employment purposes. Submitted, examined, and approved by the Court. (RJO? N) | JTS Minute Entry Date: 2006-06-26

12/18/2007 Converted Event

Petition for Revocation of Probation is submitted and examined. The Court files Order Authorizing Warrant for Probation Violation, and sets bond in the amount of \$10,000.00. Clerk of the Court directed to issue to the Sheriff of Grant County a warrant for the arrest of defendant returnable instanter and endorse the bond amount herein. (RJO? Y) | JTS Minute Entry Date: 2007-12-13

12/19/2007 Converted Event

Warrant Issued. lw (RJO? N) | JTS Minute Entry Date: 2007-12-19

01/04/2008 Converted Event

Return of Bench Warrant filed with the court showing the arrest of Willie Hemphill on 12/19/07. (RJO? N) | JTS Minute Entry Date: 2008-01-04

Comes now the defendant in the custody of the Sheriff in open Court for initial hearing upon the Petition for Revocation of Probabation. The Courtconducts initial hearing and assigns cause for fact finding for February 11, 2008, at 9:00 a.m., as per Order filed. The Court shows David Payne appointed as Court appointed counsel. Notice Ordered. (R)O? Y) | ITS Minute Entry Date: 2008-01-10

01/24/2008 Converted Event

David Payne files Appearance Form on behalf of defendant. (RJO? N) \mid JTS Minute Entry Date: 2008-01-17

01/24/2008 Converted Event

Counsel for defendant, David Payne, files Motion to Produce Evidence. (RJO? N) | JTS Minute Entry Date: 2008-01-17

02/04/2008 Converted Event

Bruce Elliott files Motion to Withdraw. Submitted, examined, and granted. (RJO? N) | JTS Minute Entry Date: 2008-02-01

02/20/2008 Converted Event

Parties agree to continue hearing to March 17, 2008, at 9:00 a.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2008-02-11

03/17/2008 Converted Event

Signed Plea Agreement filed. (RJO? N) | JTS Minute Entry Date: 2008-03-17

03/18/2008 Converted Event

Comes now the State by Rodney Faulk. Further comes the defendant in custody together with his attorney, David Payne. State and defendant move to enter an admission of violation of probation. Motion granted. The Court now revokes the defendant's sentence and resentences the defendant all as per Order of Sentence filed. (DISPOSED: REDGP) (RJO? Y) | JTS Minute Entry Date: 2008-03-17

04/01/2008 Converted Event

Grant County Probation files Information for the Court including a letter from defendant. The Court contacts Sheriff and directs the clerk to forward copy of sentencing order for probation violation to the sheriff. (RJO? N) | JTS Minute Entry Date: 2008-03-25

09/04/2008 Converted Event

Fine and cost not paid. Same sent to collection. 8/4/08 js (RJO? N) | JTS Minute Entry Date: 2008-09-04

09/17/2008 Converted Event

Petition for Revocation of Probation is submitted and examined. The Court files Order Authorizing Warrant for Probation Violation, and sets bond in the amount of \$10,000.00. Clerk of the Court directed to issue to the Sheriff of Grant County a warrant for the arrest of defendant returnable instanter and endorse the bond amount herein. (RJO? Y) | JTS Minute Entry Date: 2008-09-12

09/18/2008 Converted Event

Warrant issued. lw (RJO? N) | JTS Minute Entry Date: 2008-09-18

09/23/2008 Converted Event

Return of Bench Warrant filed with the court showing the arrest of defendant on 9/19/08. (RJO? N) | JTS Minute Entry Date: 2008-09-23

09/30/2008 Converted Event

Court receives so-called pro se Notice of Appeal. Same referred to counsl for discussion. (RJO? N) | JTS Minute Entry Date: 2008-09-24

09/30/2008 Case ReOpened

Comes now the defendant in the custody of the Sheriff in open Court for initial hearing upon the Petition for Revocation of Probabation. The Courtconducts initial hearing and assigns cause for fact finding for October 27, 2008, at 9:00 a.m., as per Order filed. The Court shows David Payne appointed as Court appointed counsel to assist defendant as he represents himself pro se. Notice Ordered. (RJO? Y) | JTS Minute Entry Date: 2008-09-24

10/31/2008 Converted Event

Defendant by counsel, David Payne, orally requests to continue one week. The Court grants same and sets hearing for November 3, 2008, at 9:00 a.m. (RJO? N) | JTS Minute Entry Date: 2008-10-27

11/05/2008 Converted Event

Defendant by counsel, David Payne, orally requests continuance to November 10, 2008, at 9:00 a.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2008-11-03

11/24/2008 Converted Event

Defendant appears in custody and by counsel, David Payne. State appears by Rodney Faulk. Defendant's Motion to Dismiss and Discharge Revocation of Probation. Evidence heard and concluded. The Court takes Motion under advisement. (RJO? N) | JTS Minute Entry Date: 2008-11-10

12/09/2008 Converted Event

Comes now the Court, having taken defendant's motion under advisement, and denies Motion. (RJO? N) | JTS Minute Entry Date: 2008-11-24

09/17/2009 Converted Event

Comes now the Court and sets this cause for hearing on Probation Violation for October 19, 2009, commencing at 9:00 a.m. Notice ordered (RJO? N) | JTS Minute Entry Date: 2009-09-17

04/13/2010 Converted Event

Comes now the Court and sets this cause for hearing on probation Violation for April 26, 2010, commencing at 9:00 a.m. Notice ordered (RJO? N) | JTS Minute Entry Date: 2010-04-13

04/26/2010 Converted Event

Comes now the Court and vacates the entries of 09/19/2009 and 04/13/2010. Entries poseted on this cause in error. (RJO? N) | JTS Minute Entry Date: 2010-04-26

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Hemphill, Willie J

Defendant

Balance Due (as of 05/29/2018)

156.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	156.00	0.00	0.00

Transaction Summary

Date	Description	Amount
06/09/2004	Transaction Assessment	156.00

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

STATE OF INDIANA

) SS:

IN THE GRANT SUPERIOR COURT 2

COUNTY OF GRANT

CAUSE NO: 27D02-0406-FB-69

STATE OF INDIANA

INFORMATION FOR:

VS

Count 1:

Criminal Confinement

a Class B Felony

I.C. 35-42-3-3(b)(2)(A)

WILLIE J. HEMPHILL

Count 2:

Battery Resulting in Serious Bodily Injury

a Class C Felony

I.C. 35-42-2-1(a)(3)

Count 3:

Intimidation

a Class C Felony

I.C. 35-45-2-1(b)(2)

Count 4:

Intimidation

a Class C Felony

I.C. 35-45-2-1(b)(2)

Count 5:

Interference with the Reporting of a Crime

a Class A Misdemeanor

I.C. 35-45-2-5(1)

Count 1

The undersigned, being duly sworn upon his oath, says that on or about June 5, 2004, in Grant County, State of Indiana, Willie J. Hemphill did knowingly and/or intentionally remove Tracy Jones from one location inside her residence at to her back porch by dragging her and while armed with a deadly weapon, to-wit: a metal pipe and lighter fluid, all of which is contrary to the form of the statutes in such cases made

and provided by I.C. 35-42-3-3(b)(2)(A) and against the peace and dignity of the State of Indiana.

Count 2

The undersigned, being duly sworn upon his oath, says that on or about June 5, 2004, in Grant County, State of Indiana, Willie J. Hemphill did knowingly touch Tracy Jones in a rude, insolent, or angry manner, to wit: repeatedly beating and striking Tracy Jones about her head, face, arm, hip and leg by means of a deadly weapon, to-wit: a metal pipe, resulting in serious bodily injury to Tracy Jones, to-wit: extreme pain, all of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-42-2-1(a)(3) and against the peace and dignity of the State of Indiana.

Count 3

The undersigned, being duly sworn upon his oath, says that on or about June 5, 2004, in Grant County, State of Indiana, Willie J. Hemphill did, while drawing and using a deadly weapon, to-wit: a metal pipe and lighter fluid, did communicate a threat to kill Tracy Jones with the intent that Tracy Jones engage in conduct against her will, that she not call the police or seek protection from Willie J. Hemphill's attack on Tracy Jones, all of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-45-2-1(b)(2) and against the peace and dignity of the State of Indiana.

Count 4

The undersigned, being duly sworn upon his oath, says that on or about June 5, 2004, in Grant County, State of Indiana, while drawing and using a deadly weapon, to-wit: a metal pipe and lighter fluid, Willie J. Hemphill did communicate a threat to 12 year old

that he was going to burn up her house and kill everyone, with the intent that not call the police or seek protection from Willie J. Hemphill's attack on seek mother, Tracy Jones, all of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-45-2-1(b)(2) and against the peace and dignity of the State of Indiana.

Count 5

The undersigned, being duly sworn upon his oath, says that on or about June 5, 2004, in Grant County, State of Indiana, Willie J. Hemphill, with the intent to commit, conceal, or aid in the commission of a crime, knowingly or intentionally interfered with 12 year old statement to use a 911 telephone system by ripping the telephone cord from the wall at her home at all of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-45-2-5(1) and against the peace and dignity of the State of Indiana.

Captain Jay D. Kay Marion Police Department

Subscribed and sworn to before me this _____ day of ______, 200-

My commission expires:

December 31, 2006

James D. Luttrull Jr./ Prosecuting Attorney

APPROVED BY ME:

James D. Luttrull Jr. Prosecuting Attorney

WITNESSES:

Jay D. Kay

Ben Caudell
Jared Reel
Jeffrey Tomlinson
Karen Whitted
Nathan McBee
Robin Young
Tracy Jones

STATE OF INDIANA)	IN THI
COUNTY OF GRANT) SS:)	CAUSI
STATE OF INDIANA		AFFID

VS

WILLIE J. HEMPHILL



IN THE GRANT SUPERIOR COURT 2

CAUSE NUMBER: 27D02-0406-FB-69

AFFIDAVIT FOR PROBABLE CAUSE

Count 1: Criminal Confinement a Class B Felony

Count 2: Battery Resulting in Serious Bodily Injury a Class C Felony

Count 3: Intimidation a Class C Felony

Count 4: Intimidation a Class C Felony

Count 5: Interference with the Reporting of a Crime a Class A Misdemeanor

The undersigned, being duly sworn upon his oath, deposes and states upon information and belief that Willie J. Hemphill has committed the offense of Count 1: Criminal Confinement, a Class B Felony, Count 2: Battery Resulting in Serious Bodily Injury, a Class C Felony, Count 3: Intimidation, a Class C Felony, Count 4: Intimidation, a Class C Felony, and Count 5: Interference with the Reporting of a Crime, a Class A Misdemeanor, and in support thereof says as follows:

- That your Affiant is a law enforcement officer with the Marion (IN) Police
 Department in charge of criminal investigations and was acting in said capacity at all
 times herein.
- 2. That at approximately 3:45 on the morning of June 5, 2004 Marion Police Officer Karen Whitted was dispatched to for a women who had been attacked and injured. Officer Whitted found that the house was in complete disarray, that the telephone had been pulled out of the wall, that the adult female in the house, Tracy Jones, had been severely injured and that her broken eyeglasses were on the kitchen floor. Also observed was an opened container of lighter fluid near the bathroom door, the back door was damaged and the interior door frame was completely torn from the wall. Blood was observed in many locations including the dinner room, kitchen and back porch. There was a large amount of blood on Tracy Jones' clothing. Tracy Jones informed Officer Whitted that she and her boyfriend, Willie J. Hemphill, were in an argument and Hemphill began pushing and striking Jones. She tried to get Hemphill to leave the house and then decided to leave herself. Tracy Jones then decided she should not leave her children, 5 month old, 6 year old, 7 year old and 12 year old at home with her boyfriend while he was so angry, Jones returned to the home and picked up an approximately 4 foot long metal pipe for self-defense. Hemphill began beating her again and she attempted to defend herself with the pipe. After she struck him once with the pipe he snatched it away from her and Hemphill began beating her numerous times around the right side of her body as she lay on the kitchen floor. She was beaten several times in the head, face, arm, side and leg with the pipe. When the 12-year-

old, was altempted to call the police at Jones request, Hemphill yanked the telephone cord from the wall and yelled that he was not going to go back to jail. Hemphill has a long history of domestic violence against various females. Hemphill threatened Jones that he would kill her and began to beat her again. Hemphill also yelled at that he was going to burn the house and kill everyone in the house. At some point, was able to secretly climb out the bathroom window and run to a neighbor's house to call the police. In the process of exiting the window she injured her foot. Hemphill had squirted Jones with lighter fluid and stated he was going to set her on fire. He began to drag her to the back porch. After Jones pretended to be unconscious, she stated that Hemphill fled the house.

- of her mother's. Further, the location of the lighter fluid, the condition of the phone, the blood throughout the house and the injuries observed on Jones were consistent with the description she had given of the beating. Jones required stitches to close the wound to her head and had numerous bruises that were enormous and covered a large portion of her body.
- In 2003 Hemphill was convicted of Domestic Battery, Interference with the Reporting of a Crime and Invasion of Privacy. He was also convicted of violating probation.

WHEREFORE, your Affiant respectfully requests the Court to determine that probable cause exists for the issuance of an arrest warrant for Willie J. Hemphill for Count 1: Criminal Confinement, a Class B Felony, Count 2: Battery Resulting in Serious Bodily

Injury, a Class C Felony, Count 3: Intimidation, a Class C Felony, Count 4: Intimidation, a Class C Felony, and Count 5: Interference with the Reporting of a Crime, a Class A Misdemeanor.

Marion Police Department

Subscribed and sworn to before me this _

My commission expires:

December 31, 2006

James D. Luttrull Jr. Prosecuting Attorney

STATE OF INDIANA)) SS:	IN THE GRANT SUPERIOR COURT 2
COUNTY OF GRANT)	CAUSE NUMBER: 27D02-0406-FB-69
STATE OF INDIANA		
VS		FILED
WILLIE J. HEMPHILL		JUN 0 9 2004
	e e	Carolyn J. Mousey
	_	DDED

ORDER

The State of Indiana, by its Prosecuting Attorney, James D. Luttrull Jr., files Affidavit for Probable Cause, which is examined by the Court.

From said examination the Court finds that probable cause does exist for the arrest of Willie J. Hemphill for the crime of Count 1: Criminal Confinement, a Class B Felony, Count 2: Battery Resulting in Serious Bodily Injury, a Class C Felony, Count 3: Intimidation, a Class C Felony, Count 4: Intimidation, a Class C Felony, and Count 5: Interference with the Reporting of a Crime, a Class A Misdemeanor. The Clerk of this Court is ordered to issue a warrant for the arrest of Willie J. Hemphill. Bail is fixed as follows: bail in the amount of \$ 150,000, cash, surety or property.

6-9-04 Date

Honorable Randall L. Johnson Judge, Grant Superior Court 2

One of Produ

STATE OF INDIANA

) SS:

IN THE GRANT SUPERIOR COURT 2

COUNTY OF GRANT

CAUSE NUMBER: 27D02-0406-FB-69

STATE OF INDIANA

AFFIDAVIT FOR PROBABLE CAUSE

VS

Count 1:

Criminal Confinement

a Class B Felony

WILLIE J. HEMPHILL

Count 2:

Battery Resulting in Serious Bodily Injury

a Class C Felony

JUN 0 9 2004 Carolyn Jr. Mowery Count 3:

Intimidation

a Class C Felony

Count 4:

Intimidation

a Class C Felony

Count 5:

Interference with the Reporting of a Crime

a Class A Misdemeanor

The undersigned, being duly sworn upon his oath, deposes and states upon information and

belief that Willie J. Hemphill has committed the offense of Count 1: Criminal

Confinement, a Class B Felony, Count 2: Battery Resulting in Serious Bodily Injury, a Class

C Felony, Count 3: Intimidation, a Class C Felony, Count 4: Intimidation, a Class C

Felony, and Count 5: Interference with the Reporting of a Crime, a Class A Misdemeanor,

and in support thereof says as follows:

- 1. That your Affiant is a law enforcement officer with the Marion (IN) Police

 Department in charge of criminal investigations and was acting in said capacity at all
 times herein.
- 2. That at approximately 3:45 on the morning of June 5, 2004 Marion Police Officer Karen Whitted was dispatched to for a women who had been attacked and injured. Officer Whitted found that the house was in complete disarray, that the telephone had been pulled out of the wall, that the adult female in the house, Tracy Jones, had been severely injured and that her broken eyeglasses were on the kitchen floor. Also observed was an opened container of lighter fluid near the bathroom door, the back door was damaged and the interior door frame was completely torn from the wall. Blood was observed in many locations including the dinner room, kitchen and back porch. There was a large amount of blood on Tracy Jones' clothing. Tracy Jones informed Officer Whitted that she and her boyfriend, Willie J. Hemphill, were in an argument and Hemphill began pushing and striking Jones. She tried to get Hemphill to leave the house and then decided to leave herself. Tracy Jones then decided she should not leave her children, 5 month old, 6 year old, 7 year old and 12 year old at home with her boyfriend while he was so angry, Jones returned to the home and picked up an approximately 4 foot long metal pipe for self-defense. Hemphill began beating her again and she attempted to defend herself with the pipe. After she struck him once with the pipe he snatched it away from her and Hemphill began beating her numerous times around the right side of her body as she lay on the kitchen floor. She was beaten several times in the head, face, arm, side and leg with the pipe. When the 12-year-

old, ______, attempted to call the police at Jones request, Hemphill yanked the telephone cord from the wall and yelled that he was not going to go back to jail. Hemphill has a long history of domestic violence against various females. Hemphill threatened Jones that he would kill her and began to beat her again. Hemphill also yelled at _______ that he was going to burn the house and kill everyone in the house. At some point, ______ was able to secretly climb out the bathroom window and run to a neighbor's house to call the police. In the process of exiting the window she injured her foot. Hemphill had squirted Jones with lighter fluid and stated he was going to set her on fire. He began to drag her to the back porch. After Jones pretended to be unconscious, she stated that Hemphill fled the house.

- of her mother's. Further, the location of the lighter fluid, the condition of the phone, the blood throughout the house and the injuries observed on Jones were consistent with the description she had given of the beating. Jones required stitches to close the wound to her head and had numerous bruises that were enormous and covered a large portion of her body.
- 4. In 2003 Hemphill was convicted of Domestic Battery, Interference with the Reporting of a Crime and Invasion of Privacy. He was also convicted of violating probation.

WHEREFORE, your Affiant respectfully requests the Court to determine that probable cause exists for the issuance of an arrest warrant for Willie J. Hemphill for Count 1: Criminal Confinement, a Class B Felony, Count 2: Battery Resulting in Serious Bodily

Injury, a Class C Felony, Count 3: Intimidation, a Class C Felony, Count 4: Intimidation, a Class C Felony, and Count 5: Interference with the Reporting of a Crime, a Class A Misdemeanor.

Captain Jay D. Kay Marion Police Department

Subscribed and sworn to before me this ______ day of _______, 2004.

My commission expires:

December 31, 2006

James D. Luttrull Jr. Prosecuting Attorney

APPEARANCE FORM (CRIMINAL) State of Indiana

Case Number: 27D02-0406-FB-69

1. Name of Defendant: Willie J. Hemphill

FILED JUN 0 9 2004

2. Case Type of proceeding: B Felony

3. Prosecuting Attorney information:

Carolyn J. Mourey.

Name: James D. Luttrull Jr. **Grant County Prosecuting Attorney**

48th Judicial Circuit 101 East 4th Street, RM. 107

Marion, IN 46952

Attorney #10018-27

Phone: (765) 664-0739 FAX: (765) 668-6580

4. Will the State accept service by FAX: NO

5. Arrest report number (Originating Agency Case Number): 04-021876

Respectfully submitted,

James D. Luttrull Jr.

Grant County Prosecuting Attorney

48th Judicial Circuit

APPEARANCE FORM (CRIMINAL) State of Indiana

Case Number: 27D02-0406-FB-69

1. Name of Defendant: Willie J. Hemphill

2. Case Type of proceeding: B Felony

3. Prosecuting Attorney information:

Name: James D. Luttrull Jr. Grant County Prosecuting Attorney 48th Judicial Circuit 101 East 4th Street, RM. 107 Marion, IN 46952 FILED

JUN 0 9 2004

Attorney #10018-27

Phone: (765) 664-0739 FAX: (765) 668-6580

4. Will the State accept service by FAX: NO

5. Arrest report number (Originating Agency Case Number): 04-021876

Respectfully submitted,

James D. Luttrull Jr. Grant County Prosecuting Attorney 48th Judicial Circuit

FILED

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2004 TERM

Carolyn J. Mowery CLERK GSC 2

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE HEMPHILL

ORDER ON INITIAL HEARING

Comes now the defendant in custody of the Sheriff of Grant County. The Court now advises defendant of his rights to counsel, his right to public-speedy trial by jury, his right to remain silent, the nature of the criminal charge, and the amount and conditions of the bond. The Court now enters a preliminary plea of not guilty upon all counts, which plea shall become a formal plea of not guilty within twenty (20) days of date hereof. Upon request of the defendant, the Court appoints Shane Beal as attorney, upon finding defendant to be an indigent person. State and defendant to meet for pretrial conference on or before July 28, 2004, and to file a written report thereof. The Court sets Omnibus date for August 4, 2004. The cause is set for trial for October 25, 2004, commencing at 1:30 p.m., as 5th choice. Defendant is remanded to the custody of the Sheriff pending posting of bond or return in open court for further proceedings. Judgment on the findings.

Dated this 10th day of June, 2004.

THOMAS R. HUNT, Judge Pro Tem Grant Superior Court No. 2

R 10 083 129

Willie J. Hemphill

9/10/71 Black/Male/510/150/Black/Brown

Marion, IN 46953-

Agency Jurisdiction Marion Police Department Case #04-021876

CAUSE NUMBER: 27D02-0406-FB-69

ARREST WARRANT

TO:

THE SHERIFF OF GRANT COUNTY OR ANY LAW ENFORCEMENT OFFICER



YOU ARE HEREBY COMMANDED TO ARREST WILLIE J. HEMPHILL if he may be found in your Bailiwick, so that you have his body before the Judge of the GRANT SUPERIOR COURT 2, instanter, then and there to answer the State of Indiana on a charge(s) of COUNT 1: CRIMINAL CONFINEMENT, CLASS B FELONY; COUNT 2: BATTERY RESULTING IN SERIOUS BODILY INJURY, CLASS C FELONY; COUNT 3: INTIMIDATION, CLASS C FELONY; COUNT 4: INTIMIDATION, CLASS C FELONY AND COUNT 5: INTERFERENCE WITH THE REPORTING OF A CRIME, CLASS A MISDEMEANOR and abide the order of the Court thereon and return this writ.

Bond: \$ \50 000.50 , cash, surety, property.

Witness, the Clerk and Seal of said Court, at Marion, Indiana, this Hb DAY OF

Grant Superior Court 2

MARS \$429 SUPI

STATE OF INDIANA COUNTY OF GRANT IN THE GRALL I SUPERIOR COURT II 2004 TERM

STATE OF INDIANA,
Plaintiff

FILED

VS.

JUN 18 0034

CAUSE NO.27D02-0406-FB-69

WILLIE HEMPHILL

Defendant

MOTION FOR DISCOVERY

Comes now the Defendant in the above entitled cause by SHANE E. BEAL, Attorney at Law, and respectfully moves the Court to Order the State of Indiana to disclose to the Defendant the following material and information within its possession and control:

- 1. The names and last known addresses of all persons whom the State of Indiana intends to use in the prosecution of this cause of action, and the names and last known addresses of persons known to the State of Indiana to have knowledge pertinent to this cause of action but who will not be used as witnesses by the State of Indiana.
- 2. A copy of all written or recorded statements, memoranda and summaries of oral statements of persons whom the Prosecuting Attorney intends to call as witnesses in the prosecution of this cause of action, or by any person who has knowledge pertinent to this cause of action but who will not be used as a witness by the State of Indiana.
- 3. A list of criminal and juvenile records, if any, of all of the witnesses, including the defendant's whom the State plans to call to testify at trial, and a copy of all the criminal records pertaining to people interviewed by the State concerning this case.
- 4. Any and all written or recorded statements and the substance of any oral statements made by the Defendant herein to agents of the State of Indiana or to private individuals assisting the aforesaid authorities, including any warnings of rights read to or alleged waivers obtained from the Defendant.
- 5. State whether the Defendant, or any other person who participated in the alleged crime, was acting directly or indirectly to the instigation, or on behalf of the State of Indiana, or one of its agents; and, if so, state the names and addresses of said individuals.
- 6. State whether or not the use of an informant is in any way involved in the State's case, and if so, name the informant and specify his/her address.
- 7. State the names and addresses of each and every person who was present and/or who took part in, or witnessed the criminal act which the Defendant is accused of committing.
- 8. State fully all the overt acts in furtherance of the crime not specified in the Information, on which the prosecution intends to rely at trial.
 - 9. State the time and place of the offense alleged in the Information.
- 10. A copy of the probable cause affidavit in this cause of action, and a copy of any written record or transcription of testimony at the probable cause hearing of the cause herein.
- 11. All written reports, notes, memoranda, maps, drawings, or diagrams written, drawn or otherwise prepared by the Prosecuting Attorney, or any other law enforcement agency or individual, in connection with or pertaining to the investigation of the crime charged against the Defendant herein.
- 12. True copies of all photographs which the State intends to or may offer into evidence at the trial of this cause of action, and all other photographs relevant to the subject matter of this cause of action, including any photographs of physical evidence in the State's possession.

- 13. All tangible or demons ve objects, books, papers or documents whic. e Prosecuting Attorney will use in the hearing or trial, or which were obtained from or belonging to the accused, including that evidence which was seized at the time of the apprehension of the Defendant, with copies of search warrant(s); and, if such search was based on any alleged consent by Defendant, the circumstances in which such alleged consent was obtained.
- 14. Any and all reports, laboratory or otherwise, of statements of experts made in connection with this particular case, including results of physical or mental examination and of scientific tests, experiments or comparisons by any agents of the State of Indiana, or private individuals.
 - 15. The defense requests the following information:
 - A. Will the State rely upon or utilize expert testimony in this case?
 - (1) If so, state the name of the witness, qualifications and subject of his/her testimony, and apply to the Defendant any reports or documents that he will rely upon in his/her testimony.
 - B. Will the State reply on prior acts or convictions of the Defendant of a similar nature as proof of knowledge, intent or common scheme or plan? If yes, please specify.
 - C. Whether or not the State intends to use the prior felony convictions and prior criminal record of the Defendant as an impeachment device if he testifies at the trial.
 - (1) If so, specify which conviction.
- 16. Any and all evidence in possession and control of the State of Indiana, or its agents, which may be favorable to the Defendant and material to the issue of guilt or punishment or could reasonably weaken or affect any evidence proposed to be introduced against the Defendant, or is relevant to the subject matter of this cause of action, or in any manner may aid this Defendant in the ascertainment of the truth. Brady v. Maryland (1963), 373 U.S. 83,10 L.Ed.2d, 215, 83 S. Ct. 1194.
- 17. A statement in writing as to whether there has been any electronic surveillance of any conversation to which the Defendant was a party.
 - 18. A statement in writing by the Prosecuting Attorney whether the defendant has:
 - a. Appeared in a line-up or show-up;
 - b. Been made to speak for identification by witnesses to the said offense;
 - c. Been finger printed;
 - d. Been photographed;
 - e. Had specimens of material taken from under his/her fingernails;
 - f. Had samples of blood, hair, breath or other materials of his/her body taken which involved an intrusion thereof;
 - g. Provided specimen of handwriting;
 - h. Submitted to physical or medical inspection of his/her body; or
 - i. Had his/her photograph shown to any witness to the alleged crime; and if so, a copy of such photograph and any others shown to any such witness(s).
- 19. A statement in writing by the Prosecuting Attorney whether hypnosis has been used or attempted to be used on any witness in the investigation of the offense charges against the Defendant.
 - 20. Grand Jury testimony of a witness, once he has testified, Blackburn v. State (1973), Ind., 291 N.E.2d 686.
- 21. Supply a copy of any information collected by or in possession of the Prosecutor or his/her office pertaining to or informing him regarding any prospective jurors that might be called to serve in this cause.
- 22. Provide Defendant's counsel with the complete criminal record of all State's witnesses, and provide defendant's counsel with a statement of any juvenile charges pending against any State witness from any time on and after the inception of the investigation of this cause.
- 23. Provide Defendant's counsel with copies of all written or recorded statements of memoranda thereof any witnesses interviewed by agents of the State of Indiana during the course of the investigation of this cause.
- 24. State whether any witness' have received a promise, immunity or inducement for his testimony in this cause. If so, set forth the name of the witness, the promise, the immunity, or the inducement, and the names of all persons involved in the offering thereof.

25. Provide in detail Defei. ...t's counsel with any evidence which the State __ Indiana will attempt to place in evidence concerning uncharged misconduct of any of the witnesses, including the defendant pursuant to Rule 404 (b).

WHEREFORE, the defendant respectfully prays the Court for an order requiring the State of Indiana to disclose and produce the above information to the Defendant in writing and by filing a copy of said response with the Court, and that such disclosure and production is to be made without regard as to whether the evidence to be disclosed and produced is deemed admissible at the trial herein; and, if the State of Indiana, after complying with the information or facts which are subject to or covered by such order, the State of Indiana shall promptly notify the Court, and the Defendant, of the existence thereof.

Respectfully Submitted,

Shane E. Beal

Shane E. Beal, Attorney #19053-27 Attorney for Defendant 514 South Adams Street Marion, Indiana 46953 Telephone: (765) 662-9903

E-Mail: Shane@Marion-Law.com

Certificate of Service

I hereby certify that a copy of the foregoing Motion for Discovery was served upon the Prosecutor by first class mail, postage prepaid, or by personal delivery this 18th day of June, 2004.

Shane E. Beal

Karibeal

To: Mr. Shane Beal Attorney AFILED
In the Matter of: JUN 25-2004 Carolyn & CLERK GSC 24
State of Indiana) In The Grant Superior Country of Grant) 55: Court 2 VS) Cause Mo: 27002-0406-FB-69 Willie J. Hemphill
Motion For Past and Spent Trial
To Willie Homphill would like to file for a list and Sporty Trial. Reason being is Sin Amorrow to Futher more All charges brought against rise are from a talse Report which has Ripped me away from my Family and Job.
Mr. Shane Beal would you please file The proper Motion for me a Past and Specify That without such motion I am Just being Held Hostage with \$ 150,000.00 Bond or Ransom on False Charges.
Thank You For Your Time and Consideration Signed: Willie Hemphill Dated: June 18, 2004

IN THE GRANT SUPERIOR COURT II 2004 TERM

STATE OF INDIANA

Plaintiff

JUN 2 5 2004

VS.

Carolyn J. CAUSE NO. 27D02-0406-FB-69

WILLIE HEMPHILL

Defendant

MOTION FOR BOND REDUCTION

Comes now the Defendant, by counsel, and moves the Court for a reduction of his bond and hereby requests a hearing thereon.

WHEREFORE, the defendant prays for a reduction of his bond and asks that the matter be heard forthwith and for all other relief in the premises.

Respectfully submitted,

Shane E. Beal, Attorney for Defendant

Shane E. Beal, Attorney #19053-27 514 South Adams Street Marion, Indiana 46953 Telephone: (765) 662-9903

Certificate of Service

I certify that on the 26th day of June, 2004, a true and complete copy of the foregoing pleading was served upon the attorney of record by depositing same in the U.S. Mail, postage prepaid, or by personal delivery.

IN THE GRANT SUPERIOR COURT II 2004 TERM

STATE OF INDIANA

Plaintiff

FILE JUN 2 5 7001

VS.

Carolyn J. The

CAUSE NO. 27D02-0406-FB-69

WILLIE HEMPHILL
Defendant

MOTION FOR BOND REDUCTION

Comes now the Defendant, by counsel, and moves the Court for a reduction of his bond and hereby requests a hearing thereon.

WHEREFORE, the defendant prays for a reduction of his bond and asks that the matter be heard forthwith and for all other relief in the premises.

Respectfully submitted,

Shane E. Beal, Attorney for Defendant

Shane E. Beal, Attorney #19053-27 514 South Adams Street Marion, Indiana 46953 Telephone: (765) 662-9903

Certificate of Service

I certify that on the 26th day of June, 2004, a true and complete copy of the foregoing pleading was served upon the attorney of record by depositing same in the U.S. Mail, postage prepaid, or by personal delivery.

RT 1452 374

STATE OF INDIANA COUNTY OF GRANT IN '. 3 GRANT SUPERIOR COURT **2004 TERM**

STATE OF INDIANA

Plaintiff/Petitioner

VS

CAUSE NO. 27D02-0406-FB-69

WILLIE J. HEMPHILL

Defendant/Respondent

SUBPOENA

The State of Indiana, to the Sheriff of Grant County, Greetings: YOU ARE HEREBY COMMANDED TO SUMMONS: Tracy Jones

Marion IN 46952

to personally appear before the Judge of Grant Superior Court II on July 12, 2004 at 9:00 a.m., then and there to testify in a certain suit now pending in said Court and herein you may not fail, at your peril, and have you then and there this writ.

WITNESS, the Clerk of said Court and seal thereof hereunto fixed at Marion, Indiana, on this 6th day of July, 2004.

Clerk of Grant County, Indiana

I HEREBY CERTIFY the above to be a true copy of the original subpoena.

Sheriff

SHERIFF'S RETURN

This subpoena came to hand on 0 6 7 , and was served upon the within named

CORN, BRATCH, KELSAY, BEAL and WHITE

514 South Adams Street Marion, Indiana 46953

Telephone: (765) 662-9903 Facsimile: (765) 662 -9904

STATE OF INDIANA

IN THE GRANT SUPERIOR COURT 2

COUNTY OF GRANT, SS:

FILED

2004 TERM

STATE OF INDIANA

JUL 0 6 2004

-VS-

Cereby Parent CAUSE NUMBER: 27D02-0406-FB-69

WILLIE HEMPHILL

STATE'S NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana hereby notifies the Court that it has complied with the rules of discovery in this cause as follows:

- 1. The following names and addresses are of the witnesses who may be called during the trial of the above cause:
- Karen Whitted- Marion PD
- Jared Reel- Marion PD
- Jeff Tomlinson- same
- Ben Caudell- same
- Nate McBee- same
 - 2. The following are statements in the possession of the State of Indiana, which copies are attached:
- Transcribed statement of Tracy Jones
- Transcribed statement of
- Transcribed statement of Willie Hemphill
 - 3. The following are exhibits which can be viewed at the Marion Police Department by making an appointment with: Robin Young
- Photographs
- Medical Records: contact Rodney Faulk
- Pair of black glasses
- Black telephone
- Lighter Fluid container
- Spade shovel
- Chrome pipe
- Victim's Clothing
 - 4. The following is the prior criminal record of the Defendant:
- See INBMV, NCIC & IDACS responses

- 5. The State of Indiana is not in possession of any evidence, which would be favorable to said Defendant.
- 6. The State of Indiana respectfully objects to disclosure of additional Police reports as the Indiana Supreme Court has previously ruled that same are non-discoverable.

Rodney L. Faulk

Deputy Prosecuting Attorney 48th Judicial Circuit

Grant County Courthouse 101 E. 4th Street, RM. 107

Marion, Indiana 46952

Phone: 765-664-0739

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was furnished to the Attorney of record for the Defendant, SHANE BEAL, by placing a copy in said counsel's mailbox in the Office of the Grant County Clerk this 6 day of July, 2004.

Rodney L. Faulk

Deputy Prosecuting Attorney

STATE OF INDIANA

IN THE GRANT SUPERIOR COURT II

COUNTY OF GRANT, SS:

2004 TERM

STATE OF INDIANA

-VS-

JUL 0 6 2004

CAUSE NUMBER: 27D02-0405-FB-69

WILLIE HEMPHILL

STATE'S MOTION FOR DISCOVERY

Comes now the State of Indiana by its Deputy Prosecuting Attorney for the 48th Judicial Circuit and moves the Court to enter an Order requiring Defendant to furnish the following within thirty (30) days, to-wit:

- 1. To inform the State in writing of any defense which they or either of them intend to make at trial, or hearing, of this case (317 N.E. 2d 436).
- 2. To furnish, in writing, the names and last known addresses, and dates of birth, of persons they or either of them intend to call as witnesses whether for direct testimony or impeachment purposes together with copies of their relevant written or recorded statements, including memorandum reporting or summarizing their oral statements, and any record of prior criminal convictions known to the Defendant and his counsel or either of them.
- To inform the State in writing of any expert witnesses and to permit the State to inspect and copy any photograph, any report or result, or testimony relative thereto, of physical or mental examinations, or scientific tests, experiments comparisons or any other reports or statements of experts which

defense counsel has in their possession, or control, except those portions of reports containing statements made by the Defendant if defense counsel does not intend to use any of the material contained in such report at a hearing or at trial. (317 N.E. 2d 436).

4. To list, in writing and furnish any books, papers, documents, photographs, or tangible objects they or either of them intend to use as evidence at trial, or for impeachment at the trial of this case.

WHEREFORE, the State of Indiana moves the Court to enter an Order requiring

Defendant to furnish the above information within thirty (30) days and for all other
relief just and proper in the premises.

RODNEY L. FAULK

DEPUTY PROSECUTING ATTORNEY

48TH JUDICIAL CIRCUIT

Room #107, Grant County Courthouse

Marion, Indiana 46952 Phone: 765-664-0739

CERTIFICATE OF SERVICE

Rodney L. Faulk

Deputy Prosecuting Attorney

In the Matter of: State of Indiana County of Grant (perior Court II Cause: 27002-0406-FB-69

STATE OF INDIANA

- VS-

Willie Hemphill

AUG 10 2004
Caroly J. Mourey

Motion To Dismiss Charges

Reason being: the charges are unjust and the Alleged Victim (Tracy Jones) has already informed the Prosecutor about the Inaccurracy's of her statement given to Police. She was under heavy influence of Alcohol and allowed words to be twisted in here statement to Police. Mrs. Jones and I had a Domestic Dispute. This Domestic Dispute was escalated when Mrs. Jones committed a Premeditated Act: left and brough a Pipe back, only then did provoce get Injured. This is very unjust to give the 4-felony Charges because of Her Fremed to ed Act and Drunker Streement. I have a 7-Month Old Son Entering while I am be held on an 4 150,000.00 Bond on Trutheded up Charges. Charges while the Alleged Victim CTracy John already admitted Never Happerson.

I have an Amazine John already admitted Never Happerson.

How is it possible for me to still be held on and Charged such a high bond (\$150,000,00) on Charges the (Alleged Victim) - Tracy Jones has conflided to the (Presecutor) Rodney Faulk Never happened: Such as: Class-B: Criminal Conflinement, 2-Class-C's: Intimidation.

According to what Mrs. Jones CAlleged Victim, told me on Friday July 10, 2004; In conference with the Prosecutor (Rodacy Fault) She Admitted that I never Lorded her anywhere with weapons and that . T. Never Said I was gonna hill anybody; Therefore; how is lived 3-Charges and Bonds still on my Case # 27002-0406-, F8-69. Furthermore the other Class-C 1Ballory with Injury From Mrs Jones's Statement to Police Clearly shows on Pages Land 5 that had not she committed a Premieditated act of leaving the house going back to the garage finding a wagen and energical coach water trace that she didn't have Bodily Injury. On lege 5 of one stockement She says that I am in the Entropre, and she salls for fund Mother Bire. She stones Stessie the entire in it running grady to loque : To an ist persuing not I To much time to contact Police if situation was so dangerous you record a weepon to as back in: This clearly shows Revenge not Defend. How can the Courts allow a Domestie Disturbine to give me 4- Felony Charges from her Premeditale Act. 8-8-04 Wellie Houghton

To. Mr. St re Let me Know So thing?
Please Respond FILED

Mr. Rodney Faulk - Prosecutes Christop 3-13-04

I : Willie Hemphill - Case No. 27002-0406-FB-69 write to you; Araying as A Child of God that 464 Ke consider the Charges brought against me.

Tracy Jones and I lived together moved into that house together we have a 7-Month old son together. We had a Domestic Dispute in which thing got caried away by whom should be looked at more carefully.

In Statement that is consentant is That "I said No I'M Not gonna Kill your Mom" which she states on Page 2 and Page 4.

Ages 2 to S In Tracy Jones's Statement - She can't keep the lie's straight in the first couple of statements. She Boys she wasn't Drunk but Hospitial Record or Personal will show different. She claims I started Arguing but she's the one that's Jealous. She says I argue more because I don't want to leave a Club that's Closing; Come on If the Club is closed I have to leave. She says she left all the kids home with me while she took her father Home; Having No fear for the Kids!

Thank you For Your Time and Consideration. May God Bless You

Kridny 8-13-04

I racy Jones goes on to twist the truth in her Statement: She goes from we scuffled to I shoved her on the couch to I hit her. Then when asked if she knows where I hit her again she can't get the lie straigt; She says "No I don't know then the face off the head radher "Then she Says inderectly that I evidently Just stopped and went to the Bathroom. (A Time Out DR Something) While I'm in the Bathroom she doesn't try to get the Kids, she doesn't try to call Police but she Places a call to her Aunt for her Dad. The Situation must have not been to bad? She then tells you that I came out of the Bathroom not fighting or Persuing her but She's in the car ready to left car started still No Parsuit. So she gets out go throug a hitched locked door and find a weapon comes Back into the house in her words to fight again. This Premidiatated Act of Revenge; Taking the Law into her own hands caused our Domestic Dispute to get out of hand and her Injuries.

God knows the truth and I Pray you can see throug the lies in Tracy's Statement and that you Reconsider the Felony Changes made-up

From a Domestic Dispute, Signdi Willis Heuschell ; Dated: Aug 13, 2004

FILED AUG 2 4 2004

Superior Court - 2 & Court Clark Carolyn J. Mowen

would like A Bong Kerwetion Hearing. Reason being is that the witness statements and the statements of the Alleged Victim shows that at least 3 of the 5-charges against me Never happened and my 150,000.00 should be much less. The Alleged Victim Tracy Jones has told me that the Prosecutor already agrees that my Count of Criminal Confinement is not possible as stated.

Thanks For your Time and

Signed: Welli Huyshill Doldi Ag. 18, 2004 FILED AUG 3 1 2004

Carolyn J. Mousey.
Superior Court II; Honorable Judge

I would like to request A Bond Reduction Hearing on Cause No: 27002-0406-FB-69 I would like the Alleged Victim Tracy Jones to

be present.

The reason for this request for a Second Bond Reduction Hearing is that: The Information given to the Prosecutor's office to Charge me with 4-Felony Charges was Fabricated by Captain Jay Kny: The Information he gives to the Prosecutor's office is not at all what witnesses's Statement Says; In fact it's the exact Difference.

Decause my Bond is so high & \$150,000.00) due to False Information; not by Alleged Victim but by the Police Caption Jay Kny. How con I get a fair Trial when I am not given a fair Bond. These False Charges are Prohibiting me from a chance to talk with my Attorney in confident wallify.

When my Trial Date Oct. 25, 2004; gets here I will have almost & Menths in on False Charges

Willie Hemphill - 27002-0406-FB-69 Ano. 30, 2004; Willy Heaphill

FILED

SEP 0 1 2004

Carolyn Ja Morrey

Superior Court Clerk II; Carolyn Mowery

I was trying to read up on row charges
but the Indiana Code Statutes for my statute

Numbers have been ripped out of the Law book

at the Jall; could you copy them and send them

to me Atase? The statutes that I need

are I.C. 35-42-3-3(b) (2) (A); I.C.

35-42-2-1-(a) (3); and I.C. 35-45
2-1(b) (2).

You sent me a Case Summory last time I requested these copies. The case Summary states I was arrested on June 10; 2004 I was arrested on June 10; 2004 I was arrested June & 2004; And it states my Total Date 18 Oct 24, 2004; which is a Sunday when I was at court I was told my Trial Date was Oct. 25, 2004.

Would you please send me these copies and correct my arrest date and Trial Date

Thank you

Cause No: 2700-0406-FB-69 Willie Hemphill 8-25-04 Willie Hamphill 5:

Honorable Judge Johnson Shillie Hemphill 27D02- BOLERK GSC 2 FB-69

Shape Beal; As I recall our Motion for Bond Reduction was withdrawn because the Alleged Viction was suppose to talk with the Prosecuter the following Friday July 16th, about a Plea Bargin. She has admitted that thing did not happen the way they were printed as reason for charging me in

my Information Package.

Tracy Jones also admitted in her statement to bring the Deadly Weapon (4th Pipe) Bock First After Calling her Aunt's house not the Police and then Sitting in her Car Delicer-ating on the Idea of finding and using this Deadly Weapon (4th Pipe); therefore how is it that I have been given Total responsability for the Weapon (Pipe) that she left the scence and return with to use. This Pre meditated act by her Caused her Injury and brought a Weapon into our minor scuffel.

I feel I have been overcharged in this matter due to the fact that she brought the weapon Back Into the House to use. However I am Willing to Change my Plea for a lesser battery Charge. I truely regret what happened but I cannot accept responsability for Tracy bringing a Weapon back to a Minor Scuffel.

Willi Harphill

Mrs. Conoly Mowery - Please F yord Copies To My Attacked Disage Beal and dis over its es To: Superior Court - II. Studge and FILED

FILED VILLE Hemon : 27002 Cally J. Mounty
CLERK GSC 2 19 Condyn General ; Willie Hempin I would line to request totally Fabricated by caption Jay Kay The eyewitnesses state exact opposite as what he gives as reason or Intermation to Charge. Merand my Woman for new 3-years had a Domestic Dispite. We trave a child together; we moved into this resident regular and we had a simple Vomestic Dispile. Our Downstie Disporte got a little out of hand when she left the house and contract with a trippe & Verapon); The onethat I am focing 4- Felony Charges for ; Domestic is Domostic-I have already done over 90-Days on this Domestic Dispute under 4 150,000.00 Bond which is impossible for use to make. Therefore: I would like a Depisition as soon OB possible to lift these Falmonica Consis and Englished ac. Thank You; Winy God Be Mit. fou Date; Sept. 13, 2009 | Smort: Willis Fleyelis

STATE OF INDIANA

IN THE GRANT SUPERIOR COURT II

COUNTY OF GRANT

2004 TERM

STATE OF INDIANA,
Plaintiff

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE J. HEMPHILL Defendant

MOTION TO CONTINUE

Comes now the Defendant, by counsel, Shane E. Beal, and respectfully requests the Court for a continuance in this matter for the following reasons:

- 1. That there is a Jury Trial currently set for October 25, 2004.
- 2. That Counsel for Defendant will be leaving on a previously scheduled vacation on 10/26/04.
- 3. That Counsel for Plaintiff does not object to said continuance.

WHEREFORE, Defendant, by counsel, prays the Court for a continuance in this matter and for all other appropriate relief just and proper in the premises.

Shane E. Beal, Attorney #19053-27

514 South Adams Street Marion, Indiana 46953 Telephone: (765) 662-9903

Certificate of Service

I certify that on the 12th day of October, 2004, service of a true and complete copy of the foregoing pleading was made upon each attorney of record herein.

270124

STATE OF INDIANA COUNTY OF GRANT

STATE OF INDIANA, Plaintiff

VS.

IN THE GRANT SUPERIOR COURT II 2004 TERM

Doop 19

CAUSE NO. 27D02-0406-FB-69

WILLIE J. HEMPHILL Defendant

SUBPOENA

FILED NOV 0 5 2804

STATE OF INDIANA, GRANT COUNTY, sct: To the Sheriff of Grant County, Greetings: You are hereby commanded to summon:



DECEIVED

to appear at his/her deposition on **December 10**, 2004 at 1:30 p.m. at the Grant County Courthouse, Grant Superior Court II, Marion, Indiana in the above cause wherein the State of Indiana is the plaintiff and Willie J. Hemphill, the defendant, and this you shall not omit under the penalties prescribed by law. Hereof make due service and return.

Submitted under my hand as counsel of record, pursuant to Trial Rule 45 (2) of the Indiana Rules of Procedure, this 3rd day of November, 2004.

Shane E. Beal, Attorney #19053-27

Attorney for Defendant 514 South Adams Street

Marion, Indiana 46953

Telephone: (765) 662-9903

Return of Service

This Subpoena came to hand on	11-6-04	, and I served same:	
(1) By delivering a copy to		, personally on	
(2) By leaving a copy with a		age and discretion residing therein, namely:	
Tool 6	and by mailing	a copy at his/her last known address.	
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OVE TO	Sh	neriff	
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STATE OF INDIANA, Plaintiff IN THE GRANT SUPERIOR COURT III 2004 TERM

nc 9 0729

Doof

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE J. HEMPHILL
Defendant

TO: Tracy Jones

2004, counsel for the defendant, at the Grant County Courthouse,

Please take notice that commencing at 1:30 p.m. on December 10, 2004, counsel for the defendant.

Willie J. Hemphill, will take the deposition of at the Grant County Courthouse,
Grant Superior Court II, Marion, Indiana, pursuant to the Indiana Trial Rules and before a court reporter.

Such deposition will continue from day to day until completed and you are hereby notified to appear and take part in such examination.

Dated this 3rd day of November, 2004.

Shane E. Beal, Attorney #19053-27

Attorney for Defendant 514 South Adams Street Marion, Indiana 46953

Telephone: (765) 662-9903

Certificate of Service

I hereby certify that on the 3rd day of November, 2004, a true and complete copy of the foregoing pleading was served upon the attorney of record by first class US mail with proper postage affixed or by personal service.

STATE OF INDIANA, Plaintiff

VS.

IN THE GRANT SUPERIOR COURT III
2004 TERM
TO 9 0729 191

CAUSE NO. 27D02-0406-FB-69

WILLIE J. HEMPHILL
Defendant

NOTICE OF TAKING DEPOSITION

FILED

NOV 0 5 2004



Please take notice that commencing at 1:30 p.m. on December 10, 2004, counsel for the defendant, Willie J. Hemphill, will take the deposition of at the Grant County Courthouse, Grant Superior Court II, Marion, Indiana, pursuant to the Indiana Trial Rules and before a court reporter. Such deposition will continue from day to day until completed and you are hereby notified to appear and take part in such examination.

Dated this 3rd day of November, 2004.

Shane E. Beal, Attorney #19053-27

Attorney for Defendant 514 South Adams Street Marion, Indiana 46953

Certificate of Service

I hereby certify that on the 3rd day of November, 2004, a true and complete copy of the foregoing pleading was served upon the attorney of record by first class US mail with proper postage affixed or by personal service.

		0/10/11
STATE OF INDIANA COUNTY OF GRANT STATE OF INDIANA, Plaintiff	IN THE GRANT S 2004 TERM	Co 9 0729
VS.	CAUSE NO. 27D	02-0406-FB-69
WILLIE J. HEMPHILL Defendant	SUBPOENA	FILE
STATE OF INDIANA, GRANT COUNTY, s To the Sheriff of Grant County, Greetings: You are hereby commanded to summon:	ct: Tracy Jones	NOV 0 5 2004
to appear at his/her deposition on December 1 Grant Superior Court II, Marion, Indiana in the and Willie J. Hemphill, the defendant, and the Hereof make due service and return.	ne above cause wherein the State	e of Indiana is the plaintiff
Submitted under my hand as counsel of record Procedure, this 3 rd day of November, 2004.	Shane E. Beal, Attorney # Attorney for Defendant 514 South Adams Street Marion, Indiana 46953 Telephone: (765) 662-99	‡19053 - 27
R	teturn of Service	
M. Mark 191 (77)	, and I served personally of suitable age and discretion residence of mailing a copy at his/her last keep sheriff Sheriff By:	on ling therein, namely:

IN THE GRANT SUPERIOR COURT II 2004 TERM

STATE OF INDIANA, Plaintiff

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE J. HEMPHILL Defendant

SUBPOENA

STATE OF INDIANA, GRANT COUNTY, sct: To the Sheriff of Grant County, Greetings: You are hereby commanded to summon:



to appear at his/her deposition on December 10, 2004 at 1:30 p.m. at the Grant County Courthouse, Grant Superior Court II, Marion, Indiana in the above cause wherein the State of Indiana is the plaintiff and Willie J. Hemphill, the defendant, and this you shall not omit under the penalties prescribed by law. Hereof make due service and return.

Submitted under my hand as counsel of record, pursuant to Trial Rule 45 (2) of the Indiana Rules of Procedure, this 3rd day of November, 2004. Shane E. Beal, Attorney #19053-27 Attorney for Defendant 514 South Adams Street Marion, Indiana 46953 Telephone: (765) 662-9903

Return of Service

This Subpoena came to hand on	, and I served same:
(1) By delivering a copy to	personally on
(2) By leaving a copy with a person of sui	itable age and discretion residing therein, namely:
, and by m	nailing a copy at his/her last known address.
	Sheriff
By:	

IN THE GRANT SUPERIOR COURT III 2004 TERM

STATE OF INDIANA, Plaintiff

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE J. HEMPHILL
Defendant

NOTICE OF TAKING DEPOSITION

FILED NOV 0 5 2004

TO:



Carolyn J. Moure

Please take notice that commencing at 1:30 p.m. on December 10, 2004, counsel for the defendant, Willie J. Hemphill, will take the deposition of at the Grant County Courthouse, Grant Superior Court II, Marion, Indiana, pursuant to the Indiana Trial Rules and before a court reporter. Such deposition will continue from day to day until completed and you are hereby notified to appear and take part in such examination.

Dated this 3rd day of November, 2004.

Shane E. Beal, Attorney #19053-27

Attorney for Defendant 514 South Adams Street Marion, Indiana 46953

Telephone: (765) 662-9903

Certificate of Service

I hereby certify that on the 3rd day of November, 2004, a true and complete copy of the foregoing pleading was served upon the attorney of record by first class US mail with proper postage affixed or by personal service.

IN THE GRANT SUPERIOR COURT II 2004 TERM

STATE OF INDIANA, Plaintiff

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE J. HEMPHILL
Defendant

FILED

SUBPOENA

Carolyn J. Marie

STATE OF INDIANA, GRANT COUNTY, sct: To the Sheriff of Grant County, Greetings: You are hereby commanded to summon:

Tracy Jones

to appear at his/her deposition on **December 10**, **2004** at **2:00** p.m. at the Grant County Courthouse, Grant Superior Court II, Marion, Indiana in the above cause wherein the State of Indiana is the plaintiff and Willie J. Hemphill, the defendant, and this you shall not omit under the penalties prescribed by law. Hereof make due service and return.

Submitted under my hand as counsel of record, pursuant to Trial Rule 45 (2) of the Indiana Rules of Procedure, this 3rd day of November, 2004.

Shane E. Beal, Attorney #19053-27

Attorney for Defendant 514 South Adams Street Marion, Indiana 46953 Telephone: (765) 662-9903

Return of Service

This Subpoena came to hand on		and I served same:	
(1) By delivering a copy to		, personally on	10
(2) By leaving a copy with a person of	of suita	able age and discretion residing therein, namely:	
, and l	by mai	iling a copy at his/her last known address.	
		Sheriff	
	By:		

IN THE GRANT SUPERIOR COURT III 2004 TERM

STATE OF INDIANA, Plaintiff

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE J. HEMPHILL
Defendant

NOTICE OF TAKING DEPOSITION

FILE LO NOV 0 5 2004

TO:

Tracy Jones

Please take notice that commencing at 1:30 p.m. on December 10, 2004, counsel for the defendant, Willie J. Hemphill, will take the deposition of at the Grant County Courthouse, Grant Superior Court II, Marion, Indiana, pursuant to the Indiana Trial Rules and before a court reporter. Such deposition will continue from day to day until completed and you are hereby notified to appear and take part in such examination.

Dated this 3rd day of November, 2004.

Shane E. Beal, Attorney #19053-27

Attorney for Defendant 514 South Adams Street Marion, Indiana 46953

Telephone: (765) 662-9903

Certificate of Service

I hereby certify that on the 3rd day of November, 2004, a true and complete copy of the foregoing pleading was served upon the attorney of record by first class US mail with proper postage affixed or by personal service.

3-Copies Flease To: The Judge DEC 0 2 2004 To: Shane Beal; Attorney & Showing 12-1-04 First of all I am astound and tind it very disturbing that you had my Dct. 25, 2004, Trial Date Continued; Knowing I requested a Fast and Speedy Trial in June of 2004. I have written you so many betters as to now my Charges are Fabricain in the Information to the Prosecutor's Office and the Judge: How the Statement's already given by the witnesses and Alleged Vietims Differ from what Captian Jay Kay Presented to the Courts. I object to Anymore Continuances in my case. I have some very important things I need to dicuss with you concerning my case that I don't want to tell everybodies Investigator I need a visit from my Attorney hopefully before my Deposition Dec. 10, 2004; I have information that is extremly vital for the Deposition. I am Eggerly Awaiting your Visit! Cause No: 27002-0406-FB-69 Your Client: Willie Hemphill Signed: Willie Houphill Dated i December 1, 2004 P.S. I am Not Guilty of any of the Felony Charges; I was being Attacked!

AThe Honor le Judge Johnso 1042 DY 04FB 69 FILED

PHOSTICAL Share Seal FILED 12-8-04 I have been held for landy mowen on False Information Presented Caroling Presented Caroling CLERK 550 3 Courter's office with an Extremly high bond of \$150,000-00, The Probable Cause or Information Presented to the Courts is False; which means I am being Falsely Imprisoned on the Charges. I am being denied a tair Bond and for opportunity for a fair I am aware that the Courts, Prosecutor's and my Attorney have copies of the statements given by
the Alleged Victim and Witness's that Directly
Discredit the Felony Charges that Fastely Imprisons
me. me If you would be so kind as to rever the Following Page which Refers to Pages and Actual Statements made by the Alliged Michin and Witness's I that you will see that I have been over charged for a Domestic Dispute suited Islay Insure suited I am Truly Borry For Any Damage Done I But the Circumstances were Just not the way the Newspaper Nor Capt. Jay Way Presented them-Willie Hemphill 27002-0406-FB-69 Signed: Willis Thomphill / Dated: Dec. 8, 2004

Willie Hemphill 27002-0406-FB-69 Count Mow do you Justify Grounds of Propanie Cause tor: Criminal Confinement? When the Illeged Victim and Witness states that she left the house and returned 3+ on her and tree will and states that I tried to Tray or take her to get some help but I Let " becgo and Left RPSTG Counted / How do upy Justify Grounds of Probable Course for: Knowledly Battering to result in Injury! When the Allered Victim and Witness states that she returned & Came back to the Garage and the came back to the house) Seperate Buildings to Find a weapon and assault me with it first after a minor scuffel was over. A Souther that didn't involve Kids, Wegpons, Nor Injury. there was No Imminent Danger or Lawful reason for her to return with aleapons: Her Arenditated Attack which resulted in her Injury. L. 3+4 Ta J. Angeligues statements P. 2+4 Courts - 3/4 / How do you Justify Grounds of Probable Cause for Intimidation (Threatening to Kill)? When Alleged Motion and witness states that I said "No I am not going to Gill P. 2+4 . 17. 15.

Signed: Willip Hongstill / Dated: Dec. 8, 2001.

To: Court Clock: Supercor Court - TE 1-14-05 T strongly object to any continuouse on

my case. I would you place Send me

A Chronilogical Case Summary for CautilED

No: 27002-0406-FB-67

Also I have not yet received a full clerk GSC 2 fr

Motion of Discovery as stated in my

Local case Summary. Place inform the Judge and Prosecuter? I have Been in custody for over 7-Months writing for A Full Motion of Discovery and ATrail to Prove that I Am Not Builty of the charges I Face but My Right To Due Process is not being upheld. Willie Hemphill 27002-0406-FB-69 Signed: Willie Horphulf Dated: JANGARY 14, 2003 P.S. There is A Lack of Communication Cathopher between My Attorney Shane Beal 1-14-

Superior Court - II *Honorable Judge Randall Johnson * To: Cheff Public Defender; Robert Rittman 1-25-05 On January 18, 2005; Afficer Jan 28 2005

Little Informed me that I come to 28 2005

Call my Attorney Shane Beal. Office genery

Jeff Little Stated that My Afformery

Shane Beal threaten to File Criminal

Charges Assist me that The Criminal Charges Against me if I called his Office again. There's Lack of Communication! This is A Clear Conflict of Interest between Client and Attorney
I ask that Shane Beal be removed from my case. Client: Willie Hemphill Cause No: 27002-0406-FB-69 Signed: Willie Hemphill Dated: JANUARY 25, 2005 P.S. Out of Near 8- Months of Incorrectation my Attorney; Shape Beal has not visited or SAT and talked with me about my case; Yet On Jan. 10th 2005; He had me scheduled to Plead Guilty and I have not seen a full Discovery Notlon

To: The Superior Court II is FILED
To: Attended Superior Call
To: Attended Superior Call
To: Attended Superior Call Notify Superior Client: Willie Homphill Dated: March 9, 2005

RE EST FOR INVEST	TIGATION ()af(j)
Willie Hernshill	Return to:
Name (Please type or print in ink) 214 E. 4th Street Iress MARION IN 16952 Ilephone	Indiana Supreme Court Disciplinary Commission 115 West Washington Street, Suite 1165 South Indianapolis, IN 46204 Phone (317) 232-1807 TDD for Deaf (317) 233-6111
wish to submit the following Request for Investigation and inform torney's Name Share Real 19053 = 27	nation concerning the following attorney:
	46953
Tale Employed June 10, 2005 Purpose for Employing Count	
Cause Number of Case 27002 -0406 -FB-69 court Grant C	Lourty Supplier Court It.
Agraed Attorney's Fee State FCE Total Fees Paid	State Fee :
Nature of complaint against the attorney (use additional pages if n specific as to dates, names, and events. Include copies (not origin	·
My Attorney; Share Beal is denying me Due	Process and Right to Council.
My Attorney; Share Beal is denying me Due He is mishandling my Case by way of Preju	dice and Portallity. In June 1 ?
of 2004 I reggested A Fast and Speedy Tria	by letter And to Shane's (Ent
Investigator Mike Woodsto Which Shane I	Shane Post-Tones 18
My Oct. 25, 2004. Total Date without Any tol	K with me, Share has sittle 12.3%
Post-toned Deposition and refuses to Depose	the laste from hed long to
Prosecutor's office for Partable a	WILL TE ALERTS
me about my Case - Notion of Discovery in Prints and blood or Skin Samples of an Alleged a	This produced I asked himfor
Prints and blood or Skin Samples of an Alleged a	ledgen in A letters No Response.
the refuses my Calls and even Made threat &	Great to the Grant County Jell
Cote Jeff Little) that he would pres C	riminal Charges against me it
I tried to call him again. Share Beal ho Negatives or Positives of my Case in almo	as not once spoken to me about the
Negatives or Positives of my Case in almo	st & Months; Baton Jan 10,2007
he had me Scheduled to plead Galfy is	Superior Court - II.

In filing this Request for Investigation, I understand that the attorney will receive a copy; that I am immune from civil suit for statements I make without malice to the Commission; and that nothing herein limits me from consulting with an attorney about my legal rights. I agree to cooperate with the Commission and to testify at any hearing that may be held.

I swear or affirm, under the penalties for perjury, that the foregoing statements are true.

March 9, 2005

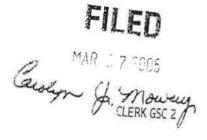
Date Filed (Office use only)

(version 1.1.04)

(2) of @

	Request For Investigation 3-9-05
	Shane Beal has been withdrawing Mations
	and Continuing Court dates against populates.
	Share Peal refuses to file and Motion of
	convert if his case food is a heavy that
	he can not handle my Case in 4-Months
	why and blow on he continue to accept
	cases and put me futher and latter fact.
	The emptional stress he is causing me is
	Cruel and Unusual Punishment and UnPro-
-	
	Please Help Me With This
	Insustice of
	U
Carrier Carrier	
	Signed: Willy Frenghill
	Bill AG Company
	Doted : March & 2005
	P.S. Where is my Right to Trail within 6-Monte or 1-year & Criminal Rule -4
),,,	Co-Monto or 1- year o Criminal Hule of
	CONTRACTOR OF THE PARTY OF THE

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2005 TERM



STATE OF INDIANA

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE HEMPHILL

ORDER ON CONGESTION

This matter was set for Jury Trial on March 7, 2005. This cause could not be tried, and must be continued because of congestion of the Court's calendar pursuant to Rule 4(a) of Indiana Rules of Criminal Procedures, as the Court was trying State of Indiana vs. John Henry Ray, 27D02-0407-FB-84. This matter shall be set for trial by jury on August 1, 2005, commencing at 1:30 p.m.. Notice Ordered.

DATED THIS 7th day of March, 2005.

RANDALL L. JOHNSON, Judge Grant Superior Court No. 2.

MAR 2 9 2005

Carolyn Picker GSC D

Date March 28 200 5

To: Superior Court 2 Grant County Clerk

RE: MOTION FOR FAST AND SPEEDY TRIAL

CAUSE NO. 27002-0406-F8-69

Dear Clerk, Carolyn Mowery

Please find enclosed an original and the copies of my pro se,
APPEARANCE and MOTION FOR FAST AND SPEEDY TRIAL.

Please file the enclosed pleadings with the court and return a filemarked copy of each for my records.

Sincèrely,

Willie A. Houphill

STATE OF IN	DIANA)	IN THE GRAI	1 T COUNTY
COUNTY OF	GRANT) SS:	SUPERIOR	COURT - a
-0 4 0				
STATE OF IN	DIANA,) Plaintiff,)			
vs)		Cause No. 27002 - 2	406-FB-69
Willie J. H	emphill)	2		

NOTICE FOR ENTRY OF APPEARANCE

Comes now the Defendant, Willie Hemphill, pro se and without the assistance of counsel and respectfully notifies this court to enter his pro se, appearance. Which may be just and proper pursuant to Indiana Trial Rule 3.1 and Criminal Rule 2.1 of Indiana Rules of Court, and in support states the following:

- 1.) The Defendant's full name is Willie J. Hemphill.
- 2.) The pro se Defendant's address is 214 East 4th STreet Marion, IN 46952
- 3.) The Defendant will not accept service in this case by FAX and is
 unable to obtain the assistance of counsel to represent him in this criminal matter at this time.

Defendant, pro se

	TE OF INDIANA) SS:	SUPERIOR COURT - 2
COU	INTY OF GRANT) SS:	CORI
		*
STA	TE OF INDIANA,)	8
	Plaintiff,)	
770)	Cause No. 27002-0406-F8-69
vs.)	Cause No. 27002 9700 10
Will	ie J. Hemphill,	
	Defendant.)	

MOTION FOR A FAST AND SPEEDY TRIAL

Comes now the Defendant, Willic J. Hemphill, pro se and without counsel and respectfully moves this Honorable Court for a fast and speedy trial pursuant to Criminal Rule § 4(B) of the Indiana Rules of Court and the Sixth Amendment of the United States Constitution, and in support states the following:

- 1.) Willie J. Hemphill is the Defendant in the above captioned cause of action.
- 2.) That on the 9th Day of June , 2004, the State of Indiana filed Case No. MPD # 04-02/876 against the defendant.

 Cause No. 27002-0406-F8-69



WHEREFORE, the Defendant prays that this Honorable Court GRANTS this MOTION FOR FAST AND SPEEDY TRIAL and any other just and proper relief in the premises.

Respectfully submitted,

Dro se

Inmate# 18238 DORM 2-C

Grant County Jail
214 East 4th Street
Marion, IN 46952

CERTIFICATE OF SERVICE

I do hereby certify that a copy of the foregoing has been duly served upon all parties of record listed below by United State mail, first-class postage prepaid on this

28 day of MArch , 2005:	
To: Superior Court - 2 Clerk: Carolyn Mowery	**
Deputy Prosecutor; Rodney Faulk 19728-27	
Honorable Indge Randall L. Johnson	
"Attorney; Shane Beal 19053-27	

EXP. 1/12/09 SERVICE OTANIA SERVICE

Willie J. Henshill

FILED APR 1 1 2005

STATE OF INDIANA
COUNTY OF GRANT
IN THE GRANT SUPERIOR COURT NO. 2
2004 TERM

Carolyn J. Mowery

State	DATE: 4-11-05
Willie Hemph.11	CAUSE NO.: 27007 - 0406 - FB-69
THE CLERK WILL PLEASE ENTER TO	t appointed counsel and
respectfully objects to	t appointed counsel and the Court setting this metter for is outside the time limbs presented by CRY and
Spare Bul	refus ant to 3-28-05
HOW LONG WILL BEARING TAY	RANDALL L. JOHNSON, Judge Grant Superior Court No. 2 Ur. Herphili Agreement
D PRO SE	

To Khonorable Juda Johnson
Prosecuter Rodney Faulk.

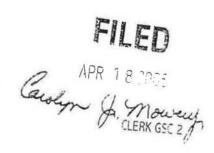
LLED

Attorney Carolyn Jr Mowens 27002-0-900 fr Mowens

The Basis of the Probable Cause that Imprison me are revited by the Alteged Fielin and Witnesses State ements. Once Mrs. Tracy Jones. Childred Kickim) Admitted to having a chance to call the Police and to learning anthout lunderance or Russuit our Domestie Soutiel was officially over; When Tracy Jores CAlleged Kation) Decided to take the LAW into her own hands or Seek Rovenge she was not A Victim but the Aggressor, She became He liggressor by the specific Act of Premideration -Leaving searching for A Weapon (11ft. Pipe) and reforming to Threaten and A sust one with malice Intent to Chasties of Whip me with it ; which was Unlawful for her to do; And by her doing so she fut herself at risk (Not Duress) and gave me legal Right to do whatever needed to stop her Dangerous Attack I Truly Regret that by the time I recollected myself and stopped myself that someone had after hart; But by LAW I was Justified to use force to stop her from Attacking me wish A Meapon City free that six was Bearing against me.

I May be Guilty of & Docortic Scaffel But We all know that Once & Person leaves a Scaffel and Builton for Scaffel took Place It is Un Lawful to Return with a Meapon Little Pice). How can the Courts Neglect her wrong Doings , Yet Prosecute me for Resisting her Dongerous Attack? Signed: Willio Hemphill

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2005 TERM



STATE OF INDIANA

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE HEMPHILL

ORDER

Comes now State of Indiana by Rodney Faulk. Comes now the defendant in custody together with his counsel, Shane Beal. The Court informs defendant that Pro Se filings while retaining counsel are not read by the Court. Defendant requests Shane Beal be removed from his case due to the fact that defendant filed disciplinary action against Mr. Beal. The Court grants defendant's request and now directs the Public Defender Board to appoint counsel for defendant.

ALL OF WHICH IS ORDERED, ADJUDGED, AND DECREED THIS 18TH DAY OF APRIL, 2005.

RANDALL L. JOHNSON, Judge Grant Superior Court No. 2

Dear: Court Clerk; Mrs. Carolyn Mowers & MAY 11 2005

I recieved your Response to Scarch the Trackers asc 2 Library for a Motion to Dismiss Counsel; However Grant County Jail does not have a LAW Library in operation. Would you Please send me A Copy of a Motion to Dismiss Coursel or the State Statues Number and Criminal Rule Numbers If you can not furnish me with this Information; Please Send me A Filed Copy of this Request back; Because I will need Proof that I had Ineffictive Counsel when I ask for A Mistrial or An Appeal. Bruce Elliott and I have a Major Conflict of Interest and there is no way I can have a fair Trial with Bruce Elliott Representing me. Wille Hemphill - 27002-0406-FB-69 Signed: Willie Hemphill Dated: May 10, 2005.

FILED

STATE OF INDIANA

COUNTY OF GRANT, SS:

IN THE GRANT SUPERIOR COURT #12

2005 TERM

Couly Ja Mowery

STATE OF INDIANA, Plaintiff

VS

CAUSE NO. 27DON-0406-FB-69

WILLIE J. HEMPHILL, Defendant

MOTION FOR SPEEDY TRIAL

The Defendant, WILLIE J. HEMPHILL, by counsel, and respectfully requests this court for a speedy trial.

WHEREFORE, the Defendant requests this Court to set this matter for a speedy trial.

Bruce N. Elliott

BRUCE N. ELLIOTT, #11546-49 Attorney for Defendant 605 South Washington St. Marion, Indiana 46953 Phone: (765) 664-6251 Fax: (765) 664-6253

Brue W. Ellist

CERTIFICATE OF SERVICE

I certify that on the 17th day of May, 2005, service of a true and complete copy of the above and foregoing pleading or paper was made upon each party or attorney of record herein.

BRUCE N. ELLIOTT

STATE OF INDIANA)	IN THE GRANT COURT
COUNTY OF Grant) SS:)	FILED
*		MAY 2 6 2005
STATE OF INDIANA,) Plaintiff,)		Carolyn J. Mossey.
vs.)		Cause No. 27002-0406- FB-69
Willie J. Hemphill) Defendant.		

NOTICE FOR ENTRY OF APPEARANCE

Comes now the Defendant, willie Hemphill, pro se and without the assistance of counsel and respectfully notifies this court to enter his pro se, appearance. Which may be just and proper pursuant to Indiana Trial Rule 3.1 and Criminal Rule 2.1 of Indiana Rules of Court, and in support states the following:

- 1.) The Defendant's full name is Willie J. Hemchill
- 2.) The pro se Defendant's address is 214 East 4th Street
 MARian, IN 46952
- 3.) The Defendant will not accept service in this case by FAX and isunable to obtain the assistance of counsel to represent him in this criminal matter at this time.

Defendant, pro se

CERTIFICATE OF SERVICE

I, Willie J. Hemphill , hereby certify that a true
and correct copy of the foregoing Notice For Entry of AppenRance
was served upon the Good Court Superior Court of
Prosecuter: Rodney Faylk, and Afforney: Bruce Ellist
whose address is 104 Fast 4th Street Marion, IN 46952
by depositing copy of same in the United States Postal System, with the
appropriates postage affixed, prepaid on this 25 day of MAU
200_5.

ath Che

Willi J. Huphill, pro se

STATE OF INDIANA)) SS:	IN THE GARNT COURT -
COUNTY OF Grant)	
*		FILED
STATE OF INDIANA,)		MAY 2 6 2005
Plaintiff,)	,	Carolyn In mourally
vs.		Cause No. 2/Dog-01998-65-64 67
Uillie J. Hemohill) Defendant.		*

NOTICE FOR ENTRY OF APPEARANCE

Comes now the Defendant, willie Hemphil, pro se and without the assistance of counsel and respectfully notifies this court to enter his pro se, appearance. Which may be just and proper pursuant to Indiana Trial Rule 3.1 and Criminal Rule 2.1 of Indiana Rules of Court, and in support states the following:

- 1.) The Defendant's full name is Willie J. Hemphill
- 2.) The pro se Defendant's address is 214 East 4th Street.

 MARion, IN 46952
- The Defendant will not accept service in this case by FAX and is
 unable to obtain the assistance of counsel to represent him in this
 criminal matter at this time.

Defendant, pro se

CERTIFICATE OF SERVICE

I, Willie J. Hemphill , hereby certify that a true
and correct copy of the foregoing Notice For Entry of AppenRance
was served upon the Grant County Severar Court -21.
Prosecuter : Rodney Faylk, and Afforney : Bruce Ellist
whose address is 104 Fast 4th Street Marion, IN 46952
by depositing copy of same in the United States Postal System, with the
appropriates postage affixed, prepaid on this 25 day of MAU
200_5.

ath Phu

Willif. Hughill, pro se

STATE OF INDIANA)	IN THE GRANT COUNTY	
COUNTY OF Grant) SS: .)	SUPERIOR COURT	
5		MAY 2 6 2005	
STATE OF INDIANA,) Plaintiff,)		Carolyn Jeclerk GSC 2	
vs.)	×	Cause No. 27002-0406- FB-69	
Willie J. Hemphill) Defendant.)	×.		

NOTICE FOR ENTRY OF APPEARANCE

Comes now the Defendant, willie Hemphill, pro se and without the assistance of counsel and respectfully notifies this court to enter his pro se, appearance. Which may be just and proper pursuant to Indiana Trial Rule 3.1 and Criminal Rule 2.1 of Indiana Rules of Court, and in support states the following:

- 1.) The Defendant's full name is Willie T. Hemchill
- 2.) The pro se Defendant's address is 214 East 4th Street

 MARion, IN 46952
- The Defendant will not accept service in this case by FAX and is
 unable to obtain the assistance of counsel to represent him in this
 criminal matter at this time.

Defendant, pro se

CERTIFICATE OF SERVICE

I, Willie J. Hemphill , hereby certify that a true
and correct copy of the foregoing Notice For Entry of AppenRance
was served upon the Good County Superior County.
Prosecuter : Rodney Faulk, and Afforney : Bruce Ellist
whose address is 104 Fast 4th Street Marion, IN 46952
by depositing copy of same in the United States Postal System, with the
appropriates postage affixed, prepaid on this 25 day of MAY
200 <u>5</u> .

ath Ohn

Willi J. Hughill, pro se

To: Mrs. Carolyn Mowers ; Court Clerk Please Send me A Filed Copy of the Notice For Entry OF Appearance enclosed and give A Filed copy to : Honoroble Judge Johnson, : Prosecuter - Rodney Faulk ; And Attorney - Bruce Filliott. THANK YOU Willie Hemphill 27002-0406-FB-69 Signed: Willie Hemphell Dated: May 25, 2005

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2005 TERM

FILED

JUN 2 4 2005

Carolyn J. Mowery

CLERK GSC 2

STATE OF INDIANA

VS

CAUSE NUMBER 27D02-0406-FB-69

WILLIE HEMPHILL

PRE-TRIAL ORDER

Defendant appears in custody and by counsel, Bruce Elliott. State of Indiana appears by Rodney Faulk. Counsel for defendant and State notify the Court that plea negotiations are proceeding and will notify the Court by Monday, June 27, 2005, if trial is proceeding.

The Court! now notifies parties of the following:

To assure compliance with Indiana Jury Rule 4 regarding notice to jurors, the Court hereby Orders Defense Counsel and Counsel for the State of Indiana in this criminal jury case to submit in written form a notice which notifies the Court on or before noon of the tenth day before the scheduled jury trial either:

- 1. That counsel intends to try the case, or
- 2. That counsel intends to continue the case.

(Note plea agreements do not change the designation of choices here.)

Failure to submit such notice shall result in a chargeable continuance to the party so failing to notify the Court in writing. The Court staff shall file stamp and enter time received upon the notification. The Court will accept our forms by e-mail, however, it is counsel's responsibility to verify they were received. You may e-mail the forms to twoenkhaus@grantcounty.net.

All motions, pre-trial motions, motions in limine or otherwise shall be filed no later than one (1) week prior to

trial. In add ion, pursuant to Rule 104 (a) of the Indiana Rules of Evidence, all questions concerning the qualifications of a person to be a witness, the existence of a privilege or the admissibility of evidence generally shall be submitted to the Court in writing ten (10) days before trial. In addition, the State shall file, no later than ten (10) days before trial, written notice of intent to use rule 404(b) evidence at trial, including a statement of the specific purpose for the use of such evidence. The defendant shall then file a written motion in limine in response no later than seven (7) days before trial. The Court will then conduct a pre-trial hearing to settle those questions at a time convenient to the Court and counsel before trial.

All requested instructions, both preliminary and final, shall be tendered to the court no later than noon the Friday before trial.

Dated this 24th day of June, 2005.

L. JOHNSON, JUDGE

Grant Superior Court No. 2

FILED

To: Superior Court-2 and Prosecutor; Rocher Foul Snowey Willie Hemphill - 27002-0406-FB-6 Since, Bruce Elliott is on vacation and he did not come see me yet; I would like to express my thoughts about the Pleg offered. First of all: I believe I am being Discriminated against Just because

, Court, and the Jury is supposed to overlook these circumstances? Where is the Justice in That)? I am willing to take one of the two following Plea Agreements: My Case is over 1-year old (ARRest Date June 8, 2004)

A Woman was Involved Not the Injury. If this was MAN V. MAN

Due to the Dyress and Justifiable Reasonable Force - The Injury would

be irrelaignt because of his Prior Unlawful Act which made the

Whole thing Passible; But because it's A Woman - The Police, Prosecution

Class-D: Criminal Recklessness with an open 3-years

Class-C: Criminal Rocklessness with Y-years suspend 2-years ; 2-years do 1-year Time Sorved; With 2-year Informal Probation. Should I not behave royself Prosecution still gets the 4- years do 2-years you offered. Once again I am very sorry someone was hurt; But under the circumstances; I should not

Signed: Willie Hemphill Dated: June 27, 2005

STATE OF INDIANA,

IN THE GRANT SUPERIOR COURT #2

COUNTY OF GRANT, SS:

2005 TERM

FILED

STATE OF INDIANA, Plaintiff

JUL 0 8 2005

VS.

Carolyn Jr. Moweng

WILLIE J. HEMPHILL Defendant

CAUSE NO.: 27D01-0406-FB-69

MOTION TO CONTINUE

Comes now the Defendant in the above-entitled cause by Jerry T. Drook, Attorney at Law, and respectfully requests a continuance in the above cause of the trial scheduled for July 11, 2005, and in support of said motion states as follows:

- 1. Counsel for defendant has been hospitalized for most of the last week and has only been released from the hospital within the last 36 hours prior to the filing of this motion.
- 2. The above cause is set for trial pursuant to defendant's written request for Speedy Trial and defendant is unwilling to waive his right to a speedy trial.
- 3. Counsel for defendant is unable to represent defendant on July 11th due to his ongoing health concerns, including pancreatitis and diabetic complications.

WHEREFORE, the Defendant prays that this Motion for Continuance be granted, and that defendant's trial be reset for sometime in the next 3 weeks, and for all other relief just and proper in the premises.

Respectfully submitted,

Bruce Elliott, #11546-49

Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing has been duly served upon the Grant County Prosecutor this 8th day of July 2005

Bruce Elliott

STATE OF INDIANA

COUNTY OF GRANT, SS:

IN THE GRANT

2005 TERM

STATE OF INDIANA, Plaintiff

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE HEMPHILL, Defendant

NOTICE OF INTENT TO TRY CASE

Comes now the Defendant, WILLIE HEMPHILL, by counsel, BRUCE N. ELLIOTT, and says as follows:

1. That he intends to try the above case as a speedy trial on August 8, 2005 at 1:30 p.m.

Respectfully submitted,

BRUCE N. ELLIOTT #11546-49

Attorney for Defendant 605 S. Washington St. Marion, Indiana 46953

Telephone: (765) 664-6251

CERTIFICATE OF SERVICE

I certify that on the day of July, 2005, a true and complete copy of the foregoing pleading was served upon the attorney of record by depositing same in the U.S. Mail, postage prepaid, or by personal delivery.

we H. Elist

BRUCE N. ELLIOTT

	Cover Sheet For: Clark of C	a at
	COVER Sheet FOR: CICKN DI	FILED
	Date: July 27, 2005	JUL 28 2005
		Carolyn J. marsely
	To: Superior Court - 2 GRANT	t County Clerk
	RE: Motion To Dism	iss
	State of Indiana vs. Willia	e Hemphill
	Cause No. 27002-040	6-FB-69
	Dear Clerk, Carolyn Mow.	ery
	Please find enclosed an Copies of my pro se, Motion	original and three to Dismiss.
	Copies of my pro se, Motion Please file the enclos the court and Return a file	ed pleading with
	FOR my RECORDS.	a makinea copy
-	D. LEEGO	
Name of	TES. MOZO Z	Singapolis
N. C.	G. PUB.	Sincerely; Willie Henghill
	1801 10	//

The

STATE OF INDIANA)	IN THE SUPERIOR COURT- 2
COUNTY OF GRANT	_) SS:	OF GRANT COUNTY
STATE OF INDIANA)	
PLAINTIFF)	CAUSE NO. 270 62-0406- FB-62
-VS-)	+ + +
Willie J. Hemphill)	FILED
DEFENDANT)	JUL 2 8 2005
Comes now the defendant Ma	Hemphill,	Dismissal pro-se and pursuant to the above causeened to dismiss the aforementioned cause for
the following reasons: 1) On 6-09-04, Th		was notified that a detainer was filed
against him in the above cause.	1 29 1 2 2 1 10 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	27002-0406-68-69
County.	was for caus	se and issued out of
3) The defendant files a under Criminal	a Motion requ Rule 4(B) re	uesting final disposition on questing a speedy Disposition.
and the second of the second o		

Criminal Rule 4 (b) states;

(B)(1) Defendant in Jail--Motion for Early Trial. If any defendant held in jail on an indictment or an affidavit shall move for an early trial, he shall be discharged if not brought to trial within seventy (70) calendar days from the date of such motion, except where a continuance within said period is had on his motion, or the delay is otherwise caused by his act, or where there was not sufficient time to try him during such seventy (70) calendar days because of the congestion of the court calendar. Provided, however, that in the last-mentioned circumstance, the prosecuting attorney shall file a timely motion for continuance as set forth in subdivision (A) of this rule. Provided further, that a trial court may take note of congestion or an emergency without the necessity of a motion, and upon so finding may order a continuance. Any continuance granted due to a congested calendar or emergency shall be reduced to an order, which order shall also set the case for trial within a reasonable time.

4) Trial was not had prior to 7-05 which was beyond the 70 days provided by statute. The petitioner requests quests and is entitle to release from the imposition of this cause.

The defendant raises that more than 70 days have expired since his request for final disposition has been filed an in accord with CR4(b) he is entitled to immediate release from the imposition of the charges subject of this cause

Willie J. Herry Will

Marian, IN Hills

With the

CERTIFICATE OF SERVICE

I, Willie J. Hemphill	, hereby certify that a true
and correct copy of the foregoing Mation	For Dismissal
was served upon the State of Indiana	, County of Grant
In The Superior Court-2	
whose address is 101 E. 4th Street;	Marion, IN 46952
by depositing copy of same in the United States	Postal System, with the
appropriates postage affixed, prepaid on this 2	7th day of J4/V
200 <u>5</u> .	

ON AUGUST Z

Willie Hemonill', pro se

FILED

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2005 TERM

Carolyn J. Mowery CLERK GSC 2

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE HEMPHILL

ORDER ON PLEA AGREEMENT

Comes now State of Indiana by Rodney Faulk. Comes now the defendant in custody together with his counsel, Bruce Elliott. State and defendant file written Plea Agreement. Defendant moves the Court to enter a plea of guilty pursuant to Plea Agreement filed. Motion granted. Defendant now enters a plea of guilty to the crime of Count 2: Battery Resuliting in Serious Bodily Injury, a Class C Felony. The Court finds the defendant's plea of guilty to be freely and voluntarily made and to have a factual basis therefor. The Court now orders a Presentence Investigation Report to be made and filed and conditionally accepts the defendant's plea. Cause set for sentencing hearing for August 29, 2005, at 9:00 a.m. Defendant remanded to the custody of the sheriff pending return in open court for sentencing hearing. Judgment on the findings.

DATED THIS 8th day of August, 2005.

RANDALL L. JOHNSON, Judge

Grant Superior Court No. 2.

73

FILEL

AUG 0 8 2005 STATE OF INDIANA Caroly J. Mowery COUNTY OF GRANTGSS?

IN THE GRANT SUPERIOR COURT 2

2005 TERM

STATE OF INDIANA

- VS -

CAUSE NUMBER: 27D02-0406-FB-69

WILLIE J. HEMPHILL

PLEA AGREEMENT

Comes now the STATE OF INDIANA and the Attorney of Record for the Defendant, BRUCE ELLIOTT, and respectfully advise the Court that a Plea Agreement has been entered into with the Defendant for the above-entitled cause, which said Agreement is as follows, to wit:

- The Defendant will enter a plea of guilty to the crime of COUNT 2: BATTERY RESULTING IN SERIOUS BODILY INJURY, a Class C Felony, which carries a minimum sentence of 2 years incarceration and a maximum sentence of 8 years incarceration and a maximum fine of \$10,000.
- 2. The STATE OF INDIANA agrees to dismissing the remaining counts.
- 2. The STATE OF INDIANA and the Defendant agree that the sentence for said crime shall be:

COUNT 2:

JAIL: 6 years of which 4 years are executed and 2 years are suspended.

FINE: \$0. & court costs of \$136.

PROB: 2 years probation with the type of probation to be determined

BY Probation and ordered by the Court.

OTHER: Successful completion of Alternatives Batterer's Program as a condition

BNE of probation, for Successful Completion of an Anger with Management Program.

The victim-Tracy Jones, has been notified of the terms of this agreement to which she consents.

WHEREFORE, the STATE OF INDIANA and the Defendant by his Attorney of Record, BRUCE ELLIOTT, respectfully pray that the Court accept the above Agreement and for all other just and proper relief in the premises.

WILLIE J. HEMPHILL

DEFENDANT

8-4-05

DATE

Respectfully Submitted,

RODNEY L. FAULK

DEPUTY PROSECUTING ATTORNEY

08-05-05.

DATE

BRUCE ELLIOTT
ATTORNEY FOR DEFENDANT

DATE

DEFENDANT'S ACCEPTANCE OF PLEA AGREEMENT

Defendant in the above-entitled cause, WILLIE J. HEMPHILL, affirms under the pains and penalties for perjury that the following statements are true, to-wit:

- 1. Defendant has read and received a copy of the attached Plea Agreement and fully and completely understands and accepts it.
- 2. That Defendant fully understands the nature of each charge to which he/she will plead guilty.
- 3. That Defendant fully understands that by his/her plea of guilty to the crime contained in numerical paragraph one (1) of the Plea Agreement, he/she is admitting the truth of all facts alleged to prove each crime.
- 4. That Defendant fully understands that by a plea of guilty Defendant waives the following right to:
 - a) A public and speedy trial by jury;
 - b) Confront and cross-examine witnesses against him/her;
 - c) Have compulsory process for obtaining witnesses in his/her favor;
 - d) Require the State to prove his/her guilt beyond a reasonable doubt at a trial at which he/she may not be compelled to testify.
- 5. That Defendant fully understands the Defendant's right to a jury trial includes the right to have a jury determine, by proof beyond a reasonable doubt, the existence of any fact or aggravating circumstance that would allow the Court to impose a sentence in excess of the statutory presumptive sentence. The Defendant also has the right to have the State of Indiana provide written notification to the Defendant of any such fact or aggravating circumstance. The Defendant fully understands that by a plea of guilty, the Defendant waives these rights and fully understands the Court will make the determination as to the existence of any fact or aggravating circumstance that would allow the Court to impose a sentence in excess of the statutory presumptive sentence, without the use or intervention of a jury and sentencing will proceed without any written notification to the Defendant by the State of Indiana of any such or aggravating circumstance.
- 6. That Defendant has been advised of the maximum possible sentence and minimum sentence for each crime charged.
- 7. That Defendant has been advised of the possible increased sentence by reason of the fact of a prior conviction or convictions and possibility of the imposition of consecutive sentences.
- 8. That Defendant has been advised of the possible ramifications to his/her driver's license that may occur due to his/her plea of guilty to a traffic offense. Specifically, the

Defendant has been advised of the qualifications of being considered a habitual traffic violator by the Bureau of Motor Vehicles, and by statute.

- 9. That Defendant fully understands that the Court is not a party to this Plea Agreement between the STATE OF INDIANA and Defendant and that the Court may accept or reject it. If the Court accepts the Plea Agreement the Court shall be bound by the terms of the Plea Agreement. If the Court rejects the Plea Agreement, the Court will set the case for trial.
- 10. Defendant's guilty plea is completely voluntary, and that no threats, promises, force or coercion were used against him/her.
- 11. Defendant is fully satisfied with the services rendered by his/her Attorney of Record, BRUCE ELLIOTT, and that said Attorney has competently and effectively represented him/her.
- 12. Defendant's signature to this acceptance certifies that all of the statements contained in said Acceptance of Plea Agreement are true, and that any questions concerning said Acceptance of Plea Agreement have been answered by his/her Attorney of Record to his/her complete satisfaction.

WILLIE J. HEMPHILL

DATE

4-05

To: Rodney [alk; Prosecutor | I Am A Viction | 10f2 |
To: Bruce Elliott; Attorney | TC-5-33-1-1-5 | 10f2 |
The Cannot have A tair (Rial; Due to the Amount of Prejudice, Discrimination, Favortizsm; and Biasness by the Police and Prosecutor's in this Matter. There is No way the Police and Prosecutor's didn't or Don't see that Tracy the Alleged Victim had Premeditated Intentions to do me Serious Bodily Harm; When she Came Back Searched a seperate Building for 1 Deadly Weapon and Them came Back into Weapon; However because of my Reaction which was not knowingly NOR Intentionally caused Injury

'o the First Aggressor; I am being Prosecuted.

TRACY'S Injuries were a direct result of her Premeditated Actions (Unlawful Action). Maybe I ERRORED in the Amount of Force used to Resist SER Attack; But under the circumstance I didn't are time to think; I was too scared of losing ife or limbo I have Read in FRENCH 13. State Z.3.a 1-1-84); Ind 466/424; That a person Cannot
e held accountable for any error in judgement
of the amount of force used to resist an Attack
P.S. What happened to my Rights as A Crime Victim!
Willie Hemphill 27D12-0406-FB-69
Signed: Willie Humphill & I WAS A
Dated; Plugust 3, 2005 Victim IN This >
MATTER

To: HonoRAble Judge PROSECUTOR To: Rodney Faulk To: BRUCE Ellist; Altorney Dated 6-21-05. Know you both have my letter with the Attached Statements that shows I was the FIRST Viction of Assyatt with a Deadly Weapon TRACY Freely Admits I came back and hit him with the Pipe. Where's My Rights as A Victim P elanod - 101-Mi Stamphi

Tohns Crime victims have rights, too 'Air It Out' hopes to get word out

In 1981, President Ronald Ronald signed legislation for crime victims' rights. From that came National Crime Victims' Rights Week, which is designed to increase public awareness of among crime victims and survivors about the wide range of rights and services available to people who have been victimized by crime.

This week marks the 25th observance of National Crime Victims' Rights Week.

CASA of Grant County, the Mayor's Commission on Domestic Violence and the Grant County prosecutor's office teamed to write a grant sponsored by the U.S. Department of Justice. After being funded, our team settled on the local theme "Air It Out: You Have the Right to be Heard."

The concept is to help crime victims to know:

- Their legal rights.
- That it's okay to get help.
- How to access services.

Our team has phenomenal assistance from this community. Activities for recognizing the week in Grant County include mayoral proclamations in Marion, Gas City, and Jonesboro: a clothesline pro- (8973) ject, in which crime victims Finally, it is of utmost decorated 60 T-shirts portraying crimes committed against citizens in Grant County; an antenna project, in which people tie colored ribbons on car



wigtim. Wilma Pilkin Guest columnist

antennas to represent crimes committed; a bookmark campaign sending 12,000 bookmarks to all libraries in Grant County; and a shopping bag campaign, in which 5,000 flyers depicting how to get help in Grant County are being disseminated.

Community members who work with crime victims will make guest appearances each morning from Monday through Friday on WBAT's Good Morning Grant County. Guests will include Linda Wilk of the Mayor's Commission on Domestic Violence; Jim Luttrell, Grant County prosecutor; Janet Walters from First Light Advocacy Center; Rana Vetor and Del Garcia from Triad - Issues on Elder Abuse; and me, from CASA.

There also will be a cable television commercial, local radio announcements, newspaper ads depicting the 24hour crisis hotline number (664-0701) and billboards showing the hotline and the toll free number (1-800-434- ment for use in preparation of

importance that crime victims be informed of their rights. In Indiana these rights are found in Indiana Code 35-33-1-1-5:

A victim has the right to

be treated with fairness, dignity and respect throughout the criminal justice process.

A victim has the right to be informed, upon request. when a person who is accused of committing or convicted of committing a crime perpetrated directly against the victim is released from custody or has escaped.

This includes release or escape from mental health facilities.

A victim has the right to have the victim's safety considered in determining release from custody of a person accused of committing a crime against the victim.

A victim has the right to information, upon request, about the disposition of the criminal case involving the victim or the conviction, sentence and release of a person accused of committing a crime against the victim.

A victim has the right to be heard at any proceeding involving sentence or a postconviction release decision.

A victim's right to be heard may be exercised, at the victim's discretion, through an oral or written statement or submission of a statement through audiotape or videotape.

A victim has the right to make a written or oral statethe presentence report.

The victim also has the right to read presentence reports relating to the crime committed against the victim in order that the victim can respond to the presentence report.

A victim has the right to confer with a representative of the prosecuting attorney's office after a crime allegedly committed against the victim has been charged; before the trial of a crime allegedly committed against the victim, and before any disposition of a criminal case involving the victim. This right applies in the following situations:

The alleged felony was directly committed against the victim.

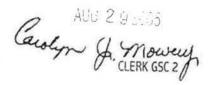
The alleged felony or misdemeanor was an offense against the person, which included the crimes of battery. domestic battery, aggravated battery, battery by body waste, criminal recklessness, intimidation, harassment, invasion of privacy or pointing a firearm, and the alleged felony or misdemeanor was committed against the victim by a person who is or was a spouse of the victim; is or was living as if a spouse of the victim, or has a child in common with the victim.

For other misdemeanors, a victim must file a request for notice, which includes a current telephone number and address.

- A victim has the right to pursue an order of resolution and other civil remedies against the person convicted of a crime against the victim.
- A victim has the right to be informed of the victim's constitutional and statutory rights.

Wilma Pilkin is the executive director for CASA of Grant County Inc.

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2005 TERM



STATE OF INDIANA

VS.

27D02-0406-FB-69

WILLIE J. HEMPHILL

ORDER OF SENTENCE

Comes now State of Indiana by Rodney Faulk. Comes now the defendant together with his attorney, Bruce Elliott. Cause submitted for sentencing. Presentence Investigation Report submitted. The Court having heretofore conditionally accepted the defendant's Plea of Guilty, to the crime(s) Count 2: Battery Resulting in Serious Bodily Injury, a Class C Felony, pursuant to the written Plea Agreement, now accepts same. The Court now sentences the defendant pursuant to the Plea Agreement as follows:

- A. That he be committed to the Indiana Department of Corrections for a term of imprisonment of six (6) years on Count 2.
- B. That the defendant be granted 427 (actual) days, Credit Time, defendant was in jail pending sentencing upon such sentence.
- C. That two (2) years of such sentence under Count 2, herein be suspended and the defendant be placed on probation for a period of two (2) years under written rules of probation.
- D. The defendant shall successfully complete the Alternative Batterer's Program or Anger Management Program as a specific condition of probation.
- E. That the defendant pay probation user's fees as required during the term of probation.
- F. That the defendant pay court cost in the sum of \$156.00 payable during the term of probation.
- G. All remaining Counts under this cause are dismissed, pursuant to Plea Agreement. ALL OF WHICH IS ORDERED, ADJUDGED, AND DECREED THIS 29th DAY OF AUGUST, 2005.

RANDALL L. JOHNSON, Judge

Grant Superior Court No. 2

INDIANA DEPARTMENT OF CORRECTION

NSTRUCTIONS: This form must accompany the Judgment, re-Sentence Report, and all other documents required by law, pon the commitment of the adult offender to the Indiana epartment of Correction. A separate Abstract must be used or each Cause Number.

Cause No. 27D02-0406-FB-69	Grant Superior Court 2		
Date of Sentencing August 29, 2005	Presiding Judge Randall L. Johnson		
Prosecutor Rodney Faulk	Defense Attorney Bruce Elliott		

PART 1	The Defendant was found Guilty of the following crimes u	nder the	above-re	ferenced c	ause:
COUNT	CRIME	CLASS	FEL.√	MISD.√	STATUTORY CITATION
I	Criminal Confinement	В	xx		35-42-3-3 (b) (2) (A)
II	Battery Resulting in Serious Bodily Inj.	С	xx		35-42-2-1(a)(3)
III	Intimidation	С	xx		35-45-2-1(b)(2)
IV	Intimidation	С	xx		35-45-2-1(b)(2)
v	Interference with Reporting of Crime	A		xx	35-45-2-5(1)

PART 2 As a result of the above convictions the Court has sentenced the defendant to the Department of Correction (if consecutive time is received, check only those counts which are to follow the original sentence)					
COUNT	SENTENCE YEARS/DAYS	SUSPENDED	CON. CUR.√	CON. SEC.√	WITH (COUNT OR CAUSE NUMBERS)
I	Dismissed				Pursuant to plea agreement
II	Six (6) yrs	Two (2) yrs			
III	Dismissed				Pursuant to plea agreement
IA	Dismissed				Pursuant to plea agreement
v	Dismissed				Pursuant to plea agreement

PART 3	JUDGE'S RECOMMENDATIONS						
Is the defenda of his/her sen		rt for probation at the completion ete at right) No	Chief Probation Officer Cynthia McCoy				
	nfined prior to sentencing	Recommended degree of security Maximum Medium Mi	nimum XX No recommendation				
Additional com	ments and recommendations:						

PART 4	. /	JUDICIAL SIGNA	TURE	
Signature of co	ommitting jud	el phin	Date signed 9-13-05	

PART 5 AFFIDAVIT OF CLERK

State of Indiana)

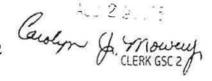
County of Grant) SS:

I, Carolyn J. Mowery, Clerk of Grant County, State of Indiana, do hereby certify that the foregoing is a true and complete abstract of judgment of said Court in the above-entitled cause, on the date first shown on record in my office.

As testimony of these facts, I sign my name and affix the seal of the Superior Court No. 2 of Grant County, at my office in the City of Marion this Little day of County.

Signature of Clerk

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2005 TERM



STATE OF INDIANA

VS.

27D02-0406-FB-69

WILLIE J. HEMPHILL.

ORDER OF SENTENCE

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- That two (2) years of such sentence under Count 2, herein be suspended and the defendant be placed on probation for a period of two (2) years under written rules of probation.
- The defendant shall successfully complete the Alternative Batterer's Program or Anger Management Program as a specific condition of probation.
- E. That the defendant pay probation user's fees as required during the term of probation.
- That the defendant pay court cost in the sum of \$156.00 payable during the term F. of probation.
- G. All remaining Counts under this cause are dismissed, pursuant to Plea Agreement. ALL OF WHICH IS ORDERED, ADJUDGED, AND DECREED THIS 29th DAY OF AUGUST, 2005.

RANDALL L. JOHNSON, Judge

Grant Superior Court No. 2

Degri Mrs. Cgrolyn Moutry; Court Clerk FILED OCT 11 2005

I am writting concerning My Jail Time Credit;

Thave been Incarcerated Since June 8, 2004; Yet I have

AN Outdate of June 28, 2006; On A 2-years Sentences I seen the mistake; It was made in the PSI report—I was given

Credit for (427) Day as of August 9, 2005; the Day I Plead Guilty; But I was not sentenced until Aug. 29, 2005.

(20)-Days later; at which time the (20)-Days were not added and My outdate is (20)-Days off. The GRANT

County Jail had my outdate at June 8, 2006; but R.D.C.
Says they have to go by the credit time given in the PSI-Report
even though it shows my Arrest Date: June 8,2004; It started
My time at June 28, 2004; Because of the (20)-Day Mix-up
DON Jail Credit from the time I Planded Guilty and the Time
I was Sentenced. Would you Please send the Proper
Paper Work to Correct this mitter.
Willie Hemphill-157251 Superior Court-2 27002-0406-FB-69

Signed: Willip Hemphill Dated; Oct. 6, 2005

a Department of Correction ption-Diagnostic Center 737 Moon Road ainfield, Indiana 46168

This correspondence is mailed by an offender incarcerated at this correctional institution. "WARNING": Not Responsible For Contents. Any enclosed money orders should be referred to your local Postmaster before cashing.

02 1A \$ 00. J 0004309470 CCT 07 2005 MAILED FROM ZIPCODE 46168

MRS. CAROLYN MOWERY
Clerk of Courts, GRANT
Courthouse, 101 44% St.
MARION, IN 46952

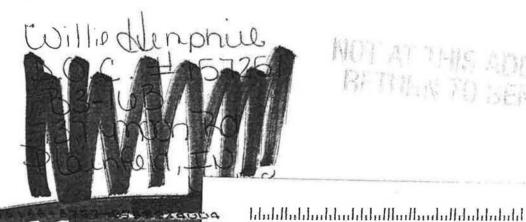
576 (R3/4-93)

AFTER 5 DAYS RETURN TO

CAROLYN J. MOWERY

CLERK OF THE GRANT CIRCUIT AND SUPERIOR COURTS COURTHOUSE 101 E. 4th STREET MARION, INDIANA 46952

Carolyn G. CLERK GSC2/



STATE OF INDIANA	in the <u>Superior</u> court - II
COUNTY OF GRANT)SS:) 200_5_CALENDAR TERM
Willie J. Hemphill.))
DEFENDANT,	
vs.) Cause No.: 27 D02-0406-FB-69
STATE OF INDIANA,	FILED
PLAINTIFF.	OIT TIME SPENT INCARCERATED TRIAL AND SENTENCING
MOTION FOR CREI	DIT TIME SPENT INCARCERATED
	TRIAL AND SENTENCING
Comes now the Defendant,	Willie J. Hemphill , pro-se, and
pursuant to I.C. 35-50-6-3(A) and 3	35-50-6-4(A), moves this Court to grant him credit for
time spent in confinement awaiting	trial and sentencing as follows:
1. On the $2^{\frac{1}{h}}$ day	of June, 2004, pursuant to a
warrant issued by the Court in the	is cause, Defendant was arrested and lodged in the
GRANT County Ja	· · ·
2. The Court entered	judgement of conviction against Defendant on the
29th day of August, 20	<u>05</u> .
3. On the $29 + \text{h}$ da	by of August, 2005, the Court 4-years do 2-years
sentenced the Defendant as follows:	4-years do 2-years.
4. At the time sentence	was imposed, the Court granted Defendant credit for
a total of 427 days spent incarc	erated awaiting trial and sentencing.

5. From his date of arrest, up to and including the date upon which he was sentenced, Defendant was in continuous confinement as a direct result of the criminal charge(s) for which sentence was imposed in this cause, and he is therefore entitled to receive full credit against the sentence imposed herein for all time spent by him in pretrial confinement.

6. Defendant spent a total of <u>447</u> days in pretrial confinement in this cause.

WHEREFORE, Defendant, Wille J. Hemphill, prays that the Court will grant this Motion by issuing an Amended Abstract of Judgement depicting the Defendant is to be granted credit for 20 days; that a certified copy of the Amended Abstract of Judgement be immediately forwarded to the Superintendent of Putnamville Correctional Facility, as the DOC will not Correct his sentence without an Abstract from the Court; and the Defendant be granted all other just, proper, and appropriate relief.

Respectfully submitted,

Defendant, pro-se

DOC# 15725

Putnamville Correctional Facility

Hanshill

1946 W. US Hwy 40

Greencastle, IN 46135

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing has been duly served upon opposing counsel, by placing a copy of same in the U.S. Mail, first-class postage prepaid, on this 15 th day of November , 2005.

Certifier

MEMORANDUM OF LAW IN SUPPORT OF MOTION TO AMEND JAIL TIME CREDIT

Pursuant to I.C. 35-50-6-3, the Defendant is entitled to earn credit for the time he has spent incarcerated or under lawful detainer prior to sentencing, *Nutt* v. *State*, 451 N.E.2d 342 (Ind. App., 1983); *Muff* v. *State*, 647 N.E.2d 681 (Ind. App. 1995); *Weaver* v. *State*, 725 N.E.2d 945 (Ind. App. 2000); Jail Time Credit awarded for Work Release, Home Detention, Community Correction as described by the Court in, *Purcell* v. *State*, 721 N.E.2d 223-224 (Ind. App. 1999); *Dishroom* v. *State*, 722 N.E.2d 385-389 (Ind. App. 2000).

WHEREFORE, Defendant prays this Honorable Court enter an Order granting the appropriate amount of credit due to this Defendant for his incarceration awaiting trial and sentencing, pursuant to the applicable law.

Respectfully Submitted

DOC# 15

Defendant Pro Se

STATE OF INDIANA COUNTY OF GRANT))SS:)		Perior Cour ENDAR TERM	T - T
DEFENDANT, vs. STATE OF INDIANA, PLAINTIFF.	Cau	use No.: <u>271</u>)02-0406-F	B-69
	ORDER	,		
COMES NOW Defendant,	Willie	J. Hen	phill,	pro-
se, and files a Motion for Credit	Time Spent	Incarcerated	Prior To Trial	and
Sentencing as follows:				
y.	[H.I.]			
The Court having seen, inspec	cted, and bein	g duly advised	in the premises of	said
motion finds that said motion should b	be, and hereby	is GRANTEI) .	
IT IS THEREFORE	ORDER	EED by	the Court	that
Defendant	whose	DOC is		be
GRANTEDdays Cr	redit.			
SO ORDERED this		day of _		
20				
	ЛЛDG	E	COURT	

D.O.C. # 157251

Housing Unit 16-Sou HA

Putnamville Correctional Facility
1946 W. US Hwy. 40

Greencastle, IN 46135-8706

NOV 18 2005 Carolyn J. mourey

November 14, 2005

Clerk of the Superior Court - II.

MARION , IN 4 6952

RE: Petition for Production of Guilty Plea and Sentencing Transcripts at Public Expense

Dear Clerk:

Enclosed you will find the original and two (2) copies of my <u>Pro se</u> <u>Petition for Production</u> of Guilty Plea and Sentencing Transcripts at Public Expense. Please file mark the enclosures and present the original to the Court for a decision. Also, please return a file marked copy to me for my records.

Thank you for your cooperation in this matter.

Very truly yours,

Wellis f- Heuphill Petitioner

STATE OF INDIANA) COUNTY OF GRANT) \$:	IN THE Superior COURT - II OF GRANT COUNTY
Willie J. Hemphill) Petitioner/Defendant,) vs.)	Cause No. 27 Do2-0406-FB-69
STATE OF INDIANA,) Respondent/Plaintiff,)	NOV 1 8 2005
PETITION FOR PRODUCT	CLERK GSC 5
Comes now Petitioner/Defendant, Willie Rule 1, Section 9(b), of the Indiana Rules of	J. Hemphill, pro se, and pursuant to P.C. of Procedure for Post-Conviction Remedies,
petitions the Court for production of his guilty pl	ea and sentencing transcripts at public expense.
In support of this petition, Petitioner would show t	he Court as follows:
1. This is an action for post-conviction reli	ef under P.C. Rule 1, Indiana Rules of
Procedure for Post-Conviction Remedies.	
2. Petitioner's underlying conviction was o	btained pursuant to his plea of guilty.
3. Petitioner's guilty plea was given on the	9th day of August, 2005.
4. The Court held a sentencing hearing on5. The Petitioner was apprehended for the	V 1 C +
, Battery, Intimidation, and In	Herferering with Reporting.
6. The Court sentenced said	Petitioner to an executed term of:
1- years	and was given $\frac{427}{447}$ days for credit for
time served while awaiting sentencing in the above	e cause.

7. Petitioner is proceeding <u>pro</u> <u>se</u> in this action for post-conviction relief and needs access to the transcripts of his guilty plea and sentencing hearing to cite specific facts in support of his

allegations for relief.

8. Petitioner also needs access to the transcripts of his guilty plea and sentencing hearing

so that he may review them to determine whether or not additional grounds for post-conviction

relief exist and, if so, to include those grounds in his petition to avoid waiving them under P.C.

Rule 1, Section 8.

9. Petitioner is indigent, he has been granted leave to proceed in forma pauperis, and he

does not have the means nor moneys to pay the costs and fees normally charged for preparation of

the guilty plea and sentencing hearing transcript. Petitioner attaches his Affidavit of Poverty

which more fully sets forth his poverty status. (See Attached Exhibit "A")

10. Petitioner has the right under P.C. Rule 1, Section 9(b), to have his guilty plea and

sentencing hearing transcript produced at public expense prior to the hearing on his post-conviction

petition.

WHEREFORE, Petitioner/Defendant, Wille J. Hemphill, prays that the Court will

grant this petition by ordering that his guilty plea and sentencing hearing transcript be transcribed

and delivered to him prior to the hearing on his post-conviction petition, at public expense, and for

all other just, proper, and appropriate relief.

Respectfully submitted,

Petitioner/Defendant, pro se

D.O.C. # 157251

Putnamville Correctional Facility

1946 W. US Hwy. 40

Greencastle, IN 46135-8706

CERTIFICATE OF SERVICE

I, Willie J. Hemphill , do hereby swear, under penalties for perjury,
that on this 14 th day of November, 2005, I served a true and correct copy of the
foregoing Petition for Production of Guilty Plea and Sentencing Transcripts at Public Expense
upon the Prosecuting Attorney of County by placing same in the U.S. Mail,
first-class postage prepaid.

Petitioner/Defendant, Pro se

CERTIFICATE

	n of \$ 50.00 on account to his credit
at Putnamville Correctional Facilis	the institution where he is confined.
I further certify that he has the follow	wing securities to his credit according to the records of
last six months his average balance in his tr	Churcippiar. I month).
	Signature of Heughell
Dated: Moumber 8, 2005	Maua Jaco Authorized Officer of Institution
	Maria Jago, Act, Clerk of Inmate Trust.

STATE OF INDIANA)	IN THE <u>Superior</u> COURT — <u>II</u>
COUNTY OF GRANT	S: OF GRANT COUNTY
Willie J. Hemphill,) Petitioner) vs.	CAUSE NO. <u>27 DO2-0406-FB-69</u>
STATE OF INDIANA,) Respondent.)	FILED
	ORDER Carolyn J. Moweny
COMES NOW Petitioner,	Willie J. Hemphill, pro-se, and files
a Petition/Motion for Guitty Pl	a + Sentencing TRANSCRIPTS at Public Expense
follows.	
	[H.I.]
The Court having seen, inspec	ted, and being duly advised in the premises of said motion
finds that said motion should be and he SO ORDERED this	day of Judge Court

Willie Hemphin

Indiana Department of Correction Putnamville Correctional Facility 1946 West U.S. Highway 40 Greencastle, Indiana 46135

KOKOMO IN 469 11/03/05 03:05

LEGAL MAIL

46952+4004-99 CO14

Clerk of Courts
MRS. Carolyn Mowery
101 E. 44 Street
Court house
MARion, IN 46952

MOV 2 3 2005

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2

DATE: 11-23-05

WILLIE J. HEMPHILL

CAUSE NO .: 27402-0406-FB-69

THE CLERK WILL PLEASE ENTER THE FOLLOWING MINUTES:

IN RESPONSE TO DEFENDANT'S "MOTION FOR CREDIT TIME SPENT INCARLERATED PRIOR TO TRIAL AND SENTENCING," THE STATE COUNTED SAID DAYS TOTALLING 448 DAYS ACTUAL STATE REQUEST THE APPROVET TO PREPARE & FILE AN AMENDED ORDER OF SENTENCING INDICATING SAME.

STATE. RANDALL L. JOHNSON, Judge Grant Superior Court No. 2

HOW LONG WILL HEARING TAKE

Willie Hemphill # 157251 16-South

RIDONA NORMO ZONT DE CHARLADAS PURPANALE COSTELLARAS NO CASA TRAS POLICIAS AND ACTUAL DE CASA POLICIA DE CASA

Clerk of Court
Carolyn J. Mowers
101 E. 4th St.
Marion, IN 46

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2

2005 TERM

STATE OF INDIANA

VS.

27D02-0406-FB-69

WILLIE J. HEMPHILL

AMENDED ORDER OF SENTENCE

Comes now State of Indiana by Rodney Faulk. Comes now the defendant together with his attorney, Bruce Elliott. Cause submitted for sentencing. Presentence Investigation Report submitted. The Court having heretofore conditionally accepted the defendant's Plea of Guilty, to the crime(s) Count 2: Battery Resulting in Serious Bodily Injury, a Class C Felony, pursuant to the written Plea Agreement, now accepts same. The Court now sentences the defendant pursuant to the Plea Agreement as follows:

- That he be committed to the Indiana Department of Corrections for a term of imprisonment of six (6) years on Count 2.
- That the defendant be granted 448 (actual) days, Credit Time, defendant was in jail pending sentencing upon such sentence, as of August 29, 2005.
- That two (2) years of such sentence under Count 2, herein be suspended and the defendant be placed on probation for a period of two (2) years under written rules of probation.
- The defendant shall successfully complete the Alternative Batterer's Program or Anger Management Program as a specific condition of probation.
- That the defendant pay probation user's fees as required during the term of E. probation.
- F. That the defendant pay court cost in the sum of \$156.00 payable during the term of probation.
- All remaining Counts under this cause are dismissed, pursuant to Plea Agreement. ALL OF WHICH IS ORDERED, ADJUDGED, AND DECREED THIS 23rd DAY OF NOVEMBER, 2005.

Grant Superior Court No. 2

STRUCTIONS: This form must accompany the Judgment, Sentence Report, and all other documents required by law, the commitment of the adult offender to the Indiana rument of Correction. A separate Abstract must be used each Cause Number.

Prosecutor	Defense Attorney
Rodney Faulk	Bruce Elliott
Date of Sentencing	Presiding Judge
August 29, 2005	Randall L. Johnson
27D02-0406-FB-69	Grant Superior Court 2

T		CRIME			CLASS	FEL.√	MISD.√	STATUTORY CITATION
	Criminal Confinement			В	xx		35-42-3-3 (b) (2) (A)	
	Battery Resul	ting in Ser	ious Bodi	ly Inj	. c	xx		35-42-2-1(a)(3)
I	Intimidation				C	xx		35-45-2-1(b)(2)
v	Intimidation				С	xx		35-45-2-1(b)(2)
	Interference	with Report	ing of C	rime	A		XX	35-45-2-5(1)
T 2								Department of Correction as follows: priginal sentence)
NT	SENTENCE YEARS/DAYS	SUSPENDED	CON	CON. SEC.	1		.WITH (COU	NT OR CAUSE NUMBERS)
1	Dismissed				Purs	uant t	o plea	agreement
II	Six (6) yrs	Two (2) y	rs					
II	Dismissed				Purs	uant t	o plea	agreement
IV	Dismissed				Purs	Pursuant to plea agreement		
v	Dismissed				Purs	Pursuant to plea agreement		
RT 3	T		TIDGE'S	RECOMMEND	ATIONS			
	defendant to be retu /her sentence	rned to the Cour	rt for probat	ion at th		on Chie	ef Probati	on Officer Cynthia McCoy
	days confined prior (actual) days	to sentencing	Recommended Maxim	- 27	f security	Minimum	Ú	XX No recommendation
diti	cnal comments and rec	commendations:	WIDT	CIAL SIGNA		/		
_	are of committing jud	ige	JODIC	TAL SIGNA	TURE	T	Date signe	d.
	- crita	-)46	ina		*		,	-3 05
RT 5	1	6	AFFID	AVIT OF C	ERK			
	State of Indiana County of Grant)) SS:						
mple	I, Carolyn J. Mow	ent of said Cour	t in the abo	ve-entitle	ed cause,	on the da	te first s	that the foregoing is a true and hown on record in my office. No. 2 of Grant County, at my office.

Signature of Clerk

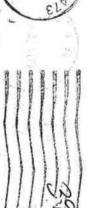
WOULDE THEMPHILL 175762

ADJANA DEPARTIMENT OF STARS OFFICESOUNDERICE

AS HAMBLE TO BE LOWER TOWAL INCLUDED TOWAL

LEGAL MAIL





CAROLYN. Mowery
Clerk of Courts
Court house 101 E. 4th Street
MARion, IN 46952

FILED

To MRS Mowery JAN 2 6 2006

Plase Send Me A FIled Copy of the Ruling For Motion Copy

STATE OF INDIANA)	IN THE Superior	COURT - I
COUNTY OF GRANT) §:)	OF GRANT	COUNTY
Willie J. Hemphill, Petitioner/Plaintiff,	FILED		*
v.	JAN 2 6 2006	CAUSE NO. 27 D 02	-0406-FB-69
State of Indiana las Respondent/Defendant.	clerk (SSC 2	

REQUEST FOR RULING ON MOTION FOR CREDIT Time

Respectfully Submitted,

DOC# 157251

New Castle Core. Facility 100 VAn Nuys Road/P.D. Box-A New Castle, IN 47362

Huyshil

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing has been duly served upon opposing counsel, by placing a copy of same in the U.S. Mail, first-class postage prepaid, on this 23d day of JANARY, 2006.

Certifier

STATE OF INDIANA) IN THE Superior COURT - II					
COUNTY OF $(RANT)$ OF $GRANT$ COUNTY					
Willie J. Hemphill, Petitioner VS. CAUSE NO. 27 DO2-0406-1-8-68 STATE OF INDIANA, Respondent. MOTION FOR DOCKET SHEET/COURT CHRONOLOGY					
Comes now the Defendant, Willie J. Hemphill , proceeding pro-se, and					
respectfully request the Clerk of this Honorable Court to prepare a copy of the Chronological Case Summary (CCS) for this cause and remit said CCS to the defendant at the address below.					
Respectfully submitted,					
DOC#					
CERTIFICATE OF SERVICE					
I hereby certify that a true and complete copy of the foregoing Motion For Docket Sheet					
has been duly served upon the Prosecuting Attorney for GRAN 7County by U.S.					
Mail, first-class postage prepaid this 1st day of November, 2005.					
Willie J. Hemphill Certifier					

To: Honorable Judge Randall Johnson
In The Superior Count - II
GRANT County Counthouse
Marion , Indiana 46952

From: Willie J. Hemphill #157251

Cause No: 27D02-0406-FB-69

NewCastle Correction Facility /P.O. Box-A

100 Van Nuys Road / NewCastle, IFIX 7362

Affidavit of Facts / FOR C. T. Barolyn & Mousey

I, Willie J. Hemphill, do hereby swear, under penalties for perjury, that the following statements are true:

1) That I Completed The Pre-Release Program at the Putnamville Correctional Facility on December 15, 2005;.

2.) That I have maintained a Clear Conduct Record for the last 20-months of Incarceration.

3.) That my EPRD is June 7, 2006; .

4.) That my Community Transition Eligibility Date is March 9, 2006; .

5.) That I have Sought Psychological Treatment, Educational, and Substance Abuse Programs. All of which I can not Participate in Because the Programs are not yet being offered or Insufficient time Remaining to complete the Program CWhich is A Requirement); Therefore; Leaving me no futher Rehabilitation at The New Castle Correctional Facility; See Attached Certificate and Request.

(0.) That I have Resident at 405 West Main Street; Van Buren, Indiana 4699/; Mr+Mrs Lester Phone#: (765)-934-2263.

7.) That I have gainful Employment upon Release M+R Construction; Direct Supervisor: Jerry Laster Phone#: (765) 206-0473.

Wherefore, Affiant, Willie J. Hemphill, Prays that the Honorable Judge Randall Johnson, will allow him to be a part of the Community Transition Program

Affiant - Willie J. Hemphill Willie J. Zkuphill - Pro Se

Dated: February 6, 2006

PUTNAMVILLE CORRECTIONAL FACILITY NOVEMBER 29, 2005

TO:

Willie Hemphill DOC#157251, 16S

FROM:

Al Parke, Superintendent

RE:

Anger Management Program

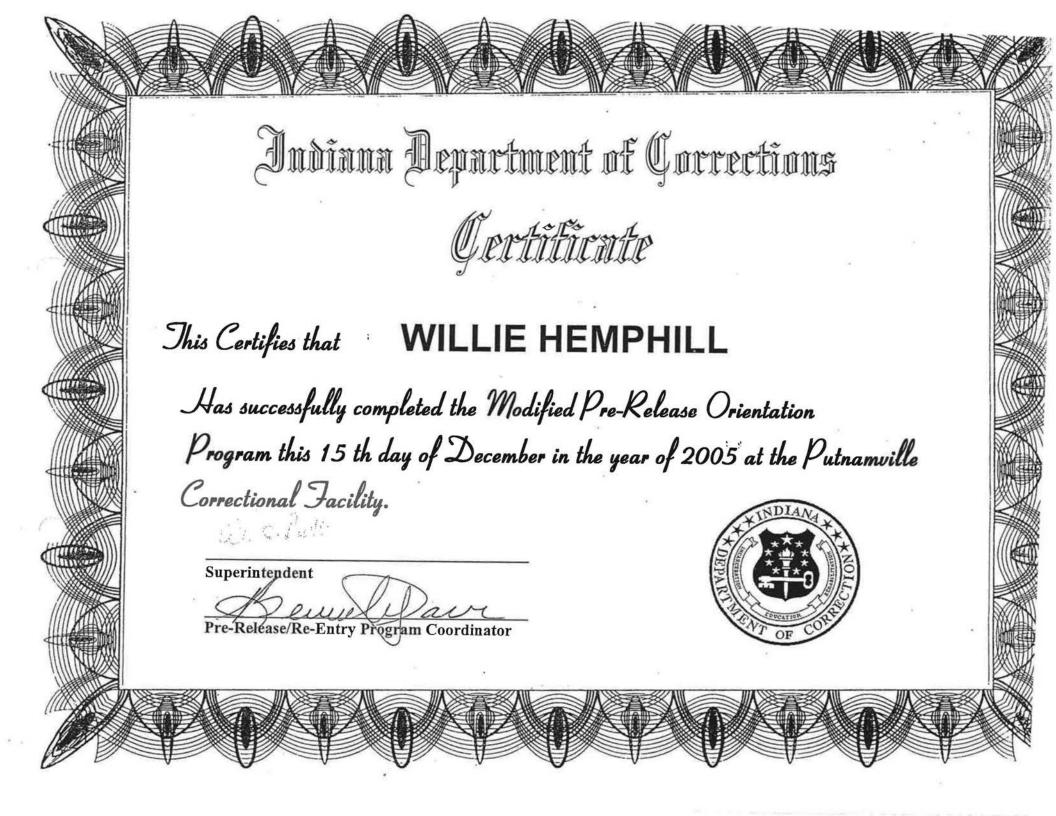
There is an anger management program. The Mental Health Department has anger management groups, which are held every ten weeks; however, there is a long waiting list of about one year. The groups are held for ten weeks and each group has about 15 people in them. Offenders should send a Health Care Request to Mental Health to get on the waiting list.

ACP:jg

cc:

Packet

File



New Castle INDIANA DEPARTMENT OF CORRECTION REQUEST FOR INTERVIEW
TO: ANGER MANAGERETT OFFICE: House MANAGEMENT DATE: Jan 15, 2006
NAME: Willie Hemphill DOC#: 157251 DORM D-4 ASSIGNMENT: W/A
Reason for request (be as definite as possible) My Out-Oak is June of 2006, IS
there anyway I can take Anger Management before thouse Anger Management was a Condition of my Plea Agreeme I was on the Lit at Partnermille.
*** DO NOT WRITE BELOW THIS LINE ***
Action: Dright Montegerent, is only a one Action: Assert Tx for Substance Abuse treatment.
State Form 36935 (R/4-91) By: M5. Roberts

New C4. He

From the Chaplain

Date: 01/20/06

Our new programming will eventually include NA and AA. However, all programs take time for start up. NA and AA, in particular are run by volunteers.

At this time no one has been identified willing to come in to NCCF and do AA and NA programs. I will keep you name and inform you in the future that such a program is available.

New Castle

REQUEST FOR INTERVIEW

o. MR. Switzer	OFFICE: Education	DATE: JAN. 23, 2006
NAME: Willie Hemphill	DOC#: 157251 DORM D-4	ASSIGNMENT:
Reason for request (be as definite a	s possible) I was scheduled 7	to start Thinking
For A Change	the 5-week Program	at Pytnamville;
Can you get me	in this Program	As Soon As Possible
ction: "Thinking for a time, but is inc	Change is not being of corperated into the Su	
ate Form 36935 (R/4-91)	Ву:	Barker, BSW

Memo

Midwest Psychological Center, Inc Substance Abuse Program

To: All Offenders

From: Midwest Psychological Center, Inc., Substance Abuse Program

CC:

Date: 1/24/2006

Re: SUBSTANCE ABUSE PROGRAM ELIGIBILITY CRITERIA

AMREVED: Starty 01-25-06

SUBSTANCE ABUSE PROGRAM ELIGIBILITY CRITERIA

To be eligible for the substance abuse program you must

· Have a history of alcohol/substance abuse

Earliest Possible Release Date (EPRD) must be 2 years or less, but still have sufficient time to complete the program.

Must be Credit Class 1

- Have no Class A conduct reports or incidents of violence within previous year
- Have no program refusals/drops within previous 6 months

ABOUT THE PROGRAM;

Phase I = 24 hours of class time in 1 month with no time cut

Phase II = 48 hours of class time in 2 months with 3 month time cut upon completion

Phase III = 72 hours of class time in 3 months with 1 month time cut per 24 hours of class

Classes will be scheduled for 2 days per week at 3 hours per class. Waiting list priority is based upon EPRD and eligibility for time cuts. Two Phase I classes will begin the week of Feb. 6, 2006.

If you have sent a request, please be patient, our counselors are scheduling individual meetings based upon the waiting list and classroom capacities.

Willie Hemphill # 157251 NC.C.F./D-4 2097 100 Van Nuys Road/P.O. Box-A NewCastle, IN 47362

INDIANA DEPARTMENT OF CORRECTION
NEW CASTLE CORRECTIONAL FACILITY
PO BOX A
NEW CASTLE, IN 47362
THIS STAMP IDENTIFIES THIS CORRESPONDENCE
AS HAVING BEEN MAILED BY AN OFFENDER
NCARCERATED AT THE ABOVE CORRECTIONAL
NSTITUTION "WARNING" NOT RESPONSIBLE
OR CONTENTS, ANY ENCLOSED MONEY ORDERS
IOULD BE REFERRED TO YOUR LOCAL
JOSTMASTER BEFORE CASHING



To: Honorable Judge Randall Johnson GO Court Clerk Superior Court-II Courthouse 101 E. 4th Street Marion, IN 46952 STATE OF INDIANA)

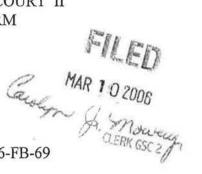
COUNTY OF GRANT)

STATE OF INDIANA

VS.

Willie Hemphill # 167251

IN GRANT SUPERIOR COURT II 2006 TERM



CAUSE NO. 27D02-0406-FB-69

FINDINGS AND ORDER FOR COMMUNITY TRANSITION PROGRAM

This matter having come before court on the receipt of the notice dated March 7, 2006 for the Community Transition Program under Ind. Code 11-10-11.5-2 filed herein, and the court having jurisdiction over the defendant and the subject matter in this case and having considered the evidence and being duly advised in the premises, now renders and files its specific findings and determination:

That no hearing was held.

The Court finds one or more of the following:

That good cause exists to deny the placement.

IT IS ORDERED AND ADJUDGED that the Indiana Department of Correction retain control over the defendant and the defendant not be assigned to the community transition program.

SO ORDERED this day of March, 2006.

Judge, Randall L. Johnson

Copies of this order shall be sent immediately to:

- 1. The prosecutor, James Luttrull and Chris Cunningham, Dr. Comm. Corrections.
- 2. Department of Correction: Community Transition Program Manager, Indiana Department of Correction, 402 West Washington Street, Rm. W-341, Indianapolis, Indiana 46204-2738.

STATE OF INDIANA COUNTY OF GRANT } ...

IN THE ERIOR COURT 2
2006 TERM

STATE OF INDIANA

VS.

WILLIE JAMES HEMPHILL

CAUSE:

27D02-0406-FB-69

FILED

JUN 2 º 2006

INFORMATION FOR THE COURT

Carolyn Jr. Mowery

Your Petitioner, _____ Thomas Lawson____ , a Probation Officer for Grant County, Indiana respectfully represents to the Court as follows:

The defendant has requested a travel permit for employment purposes. The defendant has secured employment with Integrity Builders which has been verified by this officer. Travel specifics have been provided to this office. The defendant is currently serving a 2 year term of probation after being convicted of the offense of Battery Resuling in Serious Bodily Injury. This Officer has no objections to the permit being approved.

Applusence 1

Dated this 26th day of June 2006

Respectfully Submitted,

Thomas Lawson Probation Officer

FILED

DEC 13 2007

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2

2007 TERM

STATE OF INDIANA	
VS.	CAUSE NO. 27D02-0406-FB-69
Willie Hemphill	
ORDER FOR ARREST WARRAN	T FOR PROBATION VIOLATION
The State of Indiana by Thomas Land Petition alleging the probationer, Willie II probation, said Petition being as follows:	(Probation Officer), appears and files its
	(H.I.)
The State of Indiana also files the Order of probationer, as follows:	of Protection containing the conditions for said
	(H.I.)
The Court examines said Petition and finds that: () there is a risk or probationer fleeing the jurisdiction; () the probationer has fled the jurisdiction; or (X) there is a risk of probationer causing harm to others.	
The clerk is now directed to issue immed sheriff of Grant County, Indiana, returnable forth is directed to endorse the amount of said bail on	
So ORDERED this 13th day of Dec., 2	2007.
	RANDALL I TOHNSON INGO

Grant Superior Court No. 2

STATE OF INDIANA

IN THE GRANT COUNTY 'PERIOR COURT II

SS:

COUNTY OF GRANT

FILED

STATE OF INDIANA

DEC 13 2007

VS.

9 YML SCALISENUMBER: 27D02-0406-FB-69

CLERK GSC 2

WILLIE HEMPHILL

PETITION FOR REVOCATION OF PROBATION

Your Petitioner, Thomas Lawson, a Probation Officer with the Grant County Probation Department respectfully represents to the Grant County Superior Court II as follows, and affirms under the penalties of perjury that the following representations are true.

That the defendant, age 36, was born, September 10, 1971, and whose last reported address was 310 West 20th Street, Marion, Indiana 46953.

That on August 8, 2005, the defendant pled guilty to the charge of Battery Resulting in Serious Bodily Injury, a Class C Felony.

That on August 29, 2005, the Grant County Superior Court II found the defendant guilty of the aforementioned charges and sentenced the defendant to:

Six (6) years with two (2) years suspended, two (2) years probation.

That on June 9, 2006, the defendant signed "Conditions of Probation" with the Grant County Superior Court II as witnessed by Probation Officer Kim Kinsey.

That on December 9, 2007, the defendant was arrested by Officer Amber Richards of the Marion Police Department for the offenses of Residential Entry, Battery, and Criminal Mischief.

This is a violation of Rule #1 of the Conditions of Probation which states:

"You will not commit another criminal offense".

THEREFORE, this officer respectfully requests to the Grant County Superior Court II that a WARRANT be issued and a hearing be set concerning this Petition for Revocation of Probation.

Dated this 11th day of December, 2007.

Respectfully Submitted,

Thomas Lawson
Probation Officer
Grant County, Indiana

Approved by:

Grant County Prosecutor's Office

WITNESSES:

Thomas Lawson, Grant County Probation Amber Richards, Marion Police Department

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2008 TERM

JAN 10 2008

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0406-FB-69

Willie Hemphill

ORDER ON INITIAL HEARING ON PETITION FOR REVOCATION OF PROBATION

Comes now the defendant in custody. The Court now advises defendant of the right to counsel, the right to remain silent, the nature of the Petition for Revocation of Probation and the amount and conditions of the bond. Upon request of the defendant, the Court appoints David Payne as attorney for the defendant finding defendant to be an indigent person. The Court now sets hearing on Petition for Revocation of Probation for February 11, 2008, at 9:00 a.m. Defendant is remanded into custody to return in open court for further proceedings. Judgment on the findings.

Dated this 10th day of January, 2008.

RANDALL JOHNSON, Judge

Grant Superior Court No. 2

STATE OF INDIANA)	IN THE GRANT SUPERIOR COUL	RT #2
COUNTY OF GRANT) SS:)	2008 TERM	
STATE OF INDIANA Plaintiff		CAUSE NO.: 27D02-0406-FB-69	FILED
Vs.			JAN 17 2008
WILLIE HEMPHILL Defendant			J Mar Florens CLERK GSC 2

DEFENDANT'S MOTION TO PRODUCE EVIDENCE

The Defendant, Willie Hemphill, by counsel, requests this Court to order the Prosecuting Attorney of Grant County, Indiana, any and all law enforcement officers of Grant County and the Indiana State Police to disclose, and in the case of a tangible item, to produce for examination, inspection, and copying, the following:

- 1. The names and last known addresses of all persons who the State of Indiana intends to use in the prosecution of this cause of action, and the names and last known addresses of persons known to the State of Indiana to have knowledge pertinent to this cause of action but who will not be used as witnesses by the State of Indiana herein.
- 2. A copy of all written or recorded statements, memoranda, and summaries of oral statements of persons whom the Prosecuting Attorney intends to call as witnesses in the prosecution of this cause of action, or by any person who has knowledge pertinent to this cause of action but who will not be used as a witness by the State of Indiana.
- 3. A list of criminal and juvenile records, if any, of all of the witnesses, including the Defendant's whom the State plans to call to testify at trial, and a copy of all the criminal records pertaining to people interviewed by the State concerning this cause.

- 4. Any and all written or recorded statements and the substance of any oral statements made by the Defendant herein to agents of the State of Indiana or to private individuals assisting the aforesaid authorities, including any warnings of rights read to or alleged waivers obtained from the Defendant.
- 5. State whether the Defendant, or any other person who participated in the alleged crime, was acting directly or indirectly at the instigation, or on the behalf of the State of Indiana, or one of its agents, and if so, state the names and addresses of said individuals.
- 6. State whether or not the use of an informant is in any way involved in the State's case, and if so, name the informant and specify his/her address.
- 7. State the names and addresses of each and every person who was present and/or who took part in, or witnessed the criminal act which the Defendant is accused of committing.
- 8. State fully all the overt acts in furtherance of the crime not specified in the Information, on which the prosecution intends to rely at trial.
 - 9. State the time and place of the offense alleged in the Information.
- 10. A copy of the probable cause affidavit in this cause of action, and a copy of any written record or transcription of testimony at the probable cause hearing in the cause herein.
- 11. All written reports, notes, memoranda, maps, drawings or diagrams written, drawn or otherwise prepared by the Prosecuting Attorney of Grant County, or any other law enforcement agency or individual, in connection with or pertaining to the investigation of the crimes charged against the Defendant herein.
- 12. True copies of all photographs which the State of Indiana intends to or may offer into evidence at the trial of this cause of action, and all other photographs relevant to the subject

matter of this cause of action, including any photographs of physical evidence in the State's possession.

- 13. All tangible or demonstrative objections, books, papers or documents which the Prosecuting Attorney will use in the hearing or trial, or which were obtained from or belonging to the accused, including that evidence which was seized at the time of the apprehension of the Defendant, with copies of search warrant(s) and, if such search was based on any alleged consent by Defendant, the circumstances in which such alleged consent was obtained.
- 14. Any and all reports, laboratory or otherwise, or statements of experts made in connection with this particular case, including results of physical or mental examination and of scientific tests, experiments or comparisons by any agents of the State of Indiana, or private individuals.
 - 15. The defense requests the following information:
 - a. Will the State rely upon or utilize expert testimony in this cause?
 - (1) If so, state the name of the witness, qualifications, and subject of his/her testimony, and supply to the Defendant any reports or documentation that he or she will rely upon in his/her testimony.
 - b. Will the State rely on prior acts or convictions of the Defendant of a similar nature as proof of motive, preparation, identity, absence of mistake or accident, knowledge, intent or common scheme or plan? If yes, please specify.
 - c. Whether or not the State intends to use the prior felony convictions and prior criminal record of the Defendant as an impeachment device if he testifies at trial.
 - (1) if so, specify which convictions.

- 16. Any and all evidence in possession and control of the State of Indiana, or its agents which may be favorable to the Defendant and material to the issue of guilt or punishment or could reasonably weaken or affect any evidence proposed to be introduced against the Defendant or is relevant to the subject matter of this cause of action, or in any manner may aid this Defendant in the ascertainment of the truth. <u>Brady v. Maryland</u> (1963), 373 U.S.83, 83 S. Ct. 1194, 10 L.Ed.2d 215.
- 17. A statement in writing as to whether there has been any electronic surveillances of any conversation to which the Defendant was a party.
- 18. A statement in writing by the Prosecuting Attorney of Grant County, whether the Defendant has:
 - a. appeared in a line-up or show-up;
 - b. been made to speak for identification by witnesses to the said offense;
 - c. been fingerprinted;
 - d. been photographed;
 - e. had specimens of material taken from under his/her fingernails;
 - f. had samples of blood, hair, breath or other materials of his/her body taken which involve an intrusion thereof;
 - g. provided specimen of handwriting;
 - h. submitted to physical or medical inspection of his/her body; or
 - i. had his/her photograph shown to any witness to the alleged crime, and if so, a copy of such photograph and any other shown to any such witness(es).

- 19. A statement in writing by the Prosecuting Attorney of Grant County whether hypnosis has been used or attempted to be used on any witness in the investigation of the offense charged against the Defendant.
- 20. A statement in writing by the Prosecuting Attorney showing whether a deal has been made with any State's witness or if any inducements have been promised in exchange for testimony, as follows:

a.

- Any and all consideration or promises of consideration given or offered to prospective State witnesses or the defendant by law enforcement officers. By "consideration", Defendant refers to absolutely anything of value or use, including but not limited to immunity grants, fees, contributions to witness' or defendant's jail commissary account, clothing, food, shelter, treatment or maintenance of a drug addiction, assistance to members of witness' or defendant's family or associates of witness or the defendant, special or favorable treatment as an inmate or pretrial detainee in the Grant County Jail plea agreements, promises of non-prosecution or deferred prosecution, recommendations regarding parole, clemency or prosecutions in other jurisdictions, or anything else which could arguably create an interest or bias in the witness or the defendant in favor of the State or against the defense or act as an inducement to testify or to color testimony;
- Any and all prosecutions, investigations or possible prosecutions pending
 or which could be brought against the witness or the defendant and any

probationary, parole or deferred prosecution status of the witness or the

defendant;

c. The same information requested in Items 1 and 2 above with respect to

each non-witness whose statements are offered in evidence.

21. Grand Jury testimony of a witness, once he has testified. Lockridge v. State

(1975) 263 Ind. 678, 338 N.Ed.2d 275.

22. Supply a copy of any information collected by or in the possession of the

Prosecutor or his/her office pertaining to or informing him/her regarding any prospective jurors

that might be called to serve in this case.

That disclosure and production is to be made without regard as to whether the evidence

to be disclosed and produced is deemed admissible at the trial herein, and if the State of Indiana,

after complying with the order to produce, finds either before or during trial additional

information or facts which are subject to or covered by such order, the State of Indiana shall

promptly notify the Court, and the Defendant, of the existence thereof.

Respectfully submitted,

David M. Payne, #5648-27 Attorney for Defendant

112 South Boots Street

Marion, IN 46952

Tel: (765) 664-4132

6

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 16th day of January, 2008 a copy of the foregoing pleading consisting of 7 pages, including this one, has been served upon opposing counsel by ordinary U.S. Mail as follows:

Rodney Faulk Grant County Courthouse Grant County Prosecutor's Office 101 East 4th Street Marion, IN 46952

David M. Payne

IN THE GRANT SUPERIOR COURT #2 APPEARANCE FORM (Criminal)

Case Number: 27D02-0406-FB-69	FILED
(Previously supplied by Clerk)	JAN 17 2008
// Check if Pro Se. In the event the defendant decide represent himself or herself, complete this form listing address and other service information in number 2.	
Name of Defendant(s): WILLIE HEMPHILL	
(All defendants represented by	attorney listed below)
2. Defense Attorney information (as applicable for se	ervice):
Name: DAVID M. PAYNE Address: 112 SOUTH BOOTS STREET MARION IN 46952	Attorney Number: <u>5648-27</u> Phone: <u>(765) 664-4132</u> FAX: <u>(765) 662-9685</u> Computer Address:
Will Defendant accept service by FAX: Yes	No X
Additional information required by state or local ru	le:
Note: If separate attorneys represent separate defer separately represented defendant or set of defendant	
Ī	DAVID M. PAYNE

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the Appearance was served upon Rodney Faulk, Grant County Prosecutor's Office, Grant County Courthouse, 101 East 4th Street, Marion, IN 46952, by depositing a copy of same in the U.S. Mail, first class postage pre-paid, on this the 16th day of January, 2008.

David M. Payne

RYAN & PAYNE

Attorneys at Law 112 South Boots Street Marion, Indiana 46952-3825

Patrick N. Ryan David M. Payne* *Also Admitted in Texas Telephone (765) 664-4132 Fax (765) 662-9685

January 16, 2008

FILED

JAN 17 2008

J Mark & Barens

Clerk Grant Superior Court #2 Grant County Courthouse 101 East 4th Street Marion, IN 46952

RE: State of Indiana vs. Willie Hemphill

Grant Superior Court #2

Cause No.: 27D02-0406-FB-69

To the Honorable Clerk of Said Court:

Enclosed please find my Attorney's Appearance together with Defendant's Motion to Produce Evidence to be filed in the above captioned cause. If you have any questions, please contact me.

Very truly yours,

David M. Pavne

cc:

Rodney Faulk Willie Hemphill

DMP/kp

STATE OF INDIANA,

IN THE GRANT SUPERIOR COURT #2

COUNTY OF GRANT,

2008 TERM

FILED

STATE OF INDIANA,
Plaintiff

FFR U1 2008

VS.

CAUSE NO. 27D02-0406-FB-

CLERK GGC 2

WILLIE-J. HEMPHILL,
Defendant

MOTION TO WITHDRAW

Comes now BRUCE N. ELLIOTT, and respectfully requests the court to withdraw his appearance on behalf of the defendant in this case for the following reason:

 That said attorney has not been retained to represent the defendant concerning the matters presently pending in this case.

WHEREFORE, counsel respectfully requests the Court to enter an order granting counsel's Motion to Withdraw and for all other just and proper relief in the premises.

BRUCE N. ELLIOTT, #11546-49 Attorney at Law 605 South Washington St. Marion, Indiana 46953 Phone: (765) 664-6251

Fax: (765) 664-6253

CERTIFICATE OF SERVICE

I certify that on the day of February, 2008, service of a true and complete copy of the above and foregoing pleading or paper was made upon each party or attorney of record herein.

BRUCE N. ELLIOTT

STATE OF INDIANA

IN THE GRANT SUPERIOR COURT 2

COUNTY OF GRANT, SS:

2008 TERM

STATE OF INDIANA

- VS -

CAUSE NUMBER: 27D02-0712-FD-193

27D02-0406-FB-69 PV

WILLIE HEMPHILL

PLEA AGREEMENT

Comes now the STATE OF INDIANA and the Attorney of Record for the Defendant, WILLIE HEMPHILL, and respectfully advise the Court that a Plea Agreement has been entered into with the Defendant for the above-entitled cause, which said Agreement is as follows, to wit:

- 1. The Defendant will enter a plea of guilty to the crimes of AMENDED COUNTS 2 & 3: BATTERY, a Class B Misdemeanors, each of which carries a minimum sentence of zero (0) years incarceration and a maximum sentence of one-hundred eighty (180) days incarceration and a maximum fine of ten-thousand (\$1,000) dollars.
- 2. The State of Indiana and the Defendant agree that the sentence for said crimes shall be:

AMENDED COUNT 1:2

JAIL: 180 days executed.

FINE: \$0. & court costs of \$173.

PROB: 'None

OTHER: No contact with victim as ordered by the Court; No restitution.

AMENDED COUNT 2:3

JAIL: 180 days executed, concurrent to Amended Count 1.2

FINE: \$0. & court costs consolidated.

PROB: None.

Cause # 27D02-0406-FB-69:

JAIL: 180 days executed consecutive to above.

. PROB: Reinstate. Tine served will be exped to R.x change fust. (R. bution Violetion Sharese)

1- Objection to block release

Victim notification is pending by Jill Speicher, Victims Assistance Coordinator.

WHEREFORE, the STATE OF INDIANA and the Defendant, by his Attorney of Record, DAVID PAYNE, respectfully pray that the Court accept the above Agreement and for all other just and proper relief in the premises.

WILLIE HEMPHILL DEFENDANT

3-06-08

DATE

Respectfully Submitted,

RODNEY L. FAULK

DEPUTY PROSECUTING ORNEY

03-01-08.

DATE

DAVID PAYNÉ

ATTORNEY FOR DEFENDANT

DATE

AMENDED ABSTRACT OF JUMENT

INDIANA DEPARTMENT OF CORRECTION

NSTRUCTIONS: This form must accompany the Jüdgment, re-Sentence Report, and all other documents required by law, pon the commitment of the adult offender to the Indiana spartment of Correction. A separate Abstract must be used or each Cause Number.

Exhibit -C

*xh +- C	
THE STATE OF INDIA .	VS. WILLIE HEMPHILL
Cause No. 27D02-0406-FB-69	Court Grant Superior Court 2
Date of Sentercing August 29, 2005	Presiding Judge Randall L. Johnson
Prosecutor Rodney Faulk	Defense Attorney Bruce Elliott

ENTENCE	CRIME nement ing in Ser with Report	ious		Inj.	CLASS B C	XX XX		MISD.√	35-42-3-3 (b) (2) (A)
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Signature of Clerk

16

FILED

STATE OF INDIANA

MAR 17 2008 IN THE GRANT SUPERIOR COURT 2

COUNTY OF GRANT, SS:

2008 TERM

STATE OF INDIANA

- VS -

CAUSE NUMBER: 27D02-0712-FD-193

27D02-0406-FB-69 PV

WILLIE HEMPHILL

PLEA AGREEMENT

Comes now the STATE OF INDIANA and the Attorney of Record for the Defendant, WILLIE HEMPHILL, and respectfully advise the Court that a Plea Agreement has been entered into with the Defendant for the above-entitled cause, which said Agreement is as follows, to wit:

- The Defendant will enter a plea of guilty to the crimes of AMENDED COUNTS 2 & 3: BATTERY, a Class B Misdemeanors, each of which carries a minimum sentence of zero (0) years incarceration and a maximum sentence of one-hundred eighty (180) days incarceration and a maximum fine of ten-thousand (\$1,000) dollars.
- 2. The State of Indiana and the Defendant agree that the sentence for said crimes shall be:

AMENDED COUNT

JAIL: 180 days executed.

FINE: \$0. & court costs of \$173.

ROB: None

OTHER: No contact with victim as ordered by the Court; No restitution.

AMENDED COUNT 2:

JAIL: 180 days executed, concurrent to Amended Count 1.

FINE: \$0. & court costs consolidated.

PROB: None.

Cause # 27D02-0406-FB-69:

JAIL: 180 days executed consecutive to above.

PROB: Reinstate. Time sewed will be applied to This charge fixes. (Robation Violation charge)

Counts 1 + 1/16 be dismissed.

Victim notification is pending by Jill Speicher, Victims Assistance Coordinator.

WHEREFORE, the STATE OF INDIANA and the Defendant, by his Attorney of Record, DAVID PAYNE, respectfully pray that the Court accept the above Agreement and for all other just and proper relief in the premises.

WILLIE HEMPHILL DEFENDANT

3-6-08

DATE

Respectfully Submitted,

RODNEY L. FAULK

DEPUTY PROSECUTING ORNEY

03-17-08

DATE

DAVID PAYNE

ATTORNEY FOR DEFENDANT

3-7-08

DATE

DEFENDANT'S ACCEPTANCE OF PLEA AGREEMENT

Defendant in the above-entitled cause, WILLIE HEMPHILL affirms under the pains and penalties for perjury that the following statements are true, to-wit:

- 1. Defendant has read and received a copy of the attached Plea Agreement and fully and completely understands and accepts it.
- 2. That Defendant fully understands the nature of each charge to which he/she will plead guilty.
- 3. That Defendant fully understands that by his/her plea of guilty to the crime contained in numerical paragraph one (1) of the Plea Agreement, he/she is admitting the truth of all facts alleged to prove each crime.
- 4. That Defendant fully understands that by a plea of guilty Defendant waives the following right to:
 - a) A public and speedy trial by jury;
 - b) Confront and cross-examine witnesses against him/her;
 - c) Have compulsory process for obtaining witnesses in his/her favor;
 - d) Require the State to prove his/her guilt beyond a reasonable doubt at a trial at which he/she may not be compelled to testify.
- 5. That Defendant fully understands the Defendant's right to a jury trial includes the right to have a jury determine, by proof beyond a reasonable doubt, the existence of any fact or aggravating circumstance that would allow the Court to impose a sentence in excess of the statutory presumptive sentence. The Defendant also has the right to have the State of Indiana provide written notification to the Defendant of any such fact or aggravating circumstance. The Defendant fully understands that by a plea of guilty, the Defendant waives these rights and fully understands the Court will make the determination as to the existence of any fact or aggravating circumstance that would allow the Court to impose a sentence in excess of the statutory presumptive sentence, without the use or intervention of a jury and sentencing will proceed without any written notification to the Defendant by the State of Indiana of any such or aggravating circumstance.
- 6. That Defendant has been advised of the maximum possible sentence and minimum sentence for each crime charged.
- 7. That Defendant has been advised of the possible increased sentence by reason of the fact of a prior conviction or convictions and possibility of the imposition of consecutive sentences.
- 8. That Defendant has been advised of the possible ramifications to his/her driver's license that may occur due to his/her plea of guilty to a traffic offense.

Specifically, the Defendant has been advised of the qualifications of being considered a habitual traffic violator by the Bureau of Motor Vehicles, and by statute.

- 9. That Defendant fully understands that the Court is not a party to this Plea Agreement between the STATE OF INDIANA and Defendant and that the Court may accept or reject it. If the Court accepts the Plea Agreement the Court shall be bound by the terms of the Plea Agreement. If the Court rejects the Plea Agreement, the Court will set the case for trial.
- 10. Defendant's guilty plea is completely voluntary, and that no threats, promises, force or coercion were used against him/her.
- 11. Defendant is fully satisfied with the services rendered by his/her Attorney of Record, DAVID PAYNE, and that said Attorney has competently and effectively represented him/her.
- 12. Defendant acknowledges that his execution of this agreement evidences the fact that he is knowingly, intelligently, and voluntarily waiving his right to challenge the sentence imposed by the Court, pursuant to this agreement, on the basis that such sentence is erroneous. The Defendant further agrees that by his execution of this agreement he is waiving his rights to challenge the Court's finding and balancing of mitigating and aggravating factors as well as his right to have the Court of Appeals review the sentence imposed herein under Indiana Appellate Rule 7(B).
- 13. Defendant's signature to this acceptance certifies that all of the statements contained in said Acceptance of Plea Agreement are true, and that any questions concerning said Acceptance of Plea Agreement have been answered by his/her Attorney of Record to his/her complete satisfaction.

WILLIE HEMPHILL

DATE

Due to some ERRORS unknown to me; I Am CHARRENTLY being Falsely Imprisoned or Imprisoned under False Charges: Charges That were Dismissed by Honorable Judge RANDAIL Johnson Superior Court-II

Gode Docket # 27002-0406-FB-69 PV Currently shows me to have sexued and to NOW be Seeving Time For: Class &- Felony Criminal Continement X-2 / Intimidation, And Interference with Reporting of Crime, All of which were Dismiss Rd in Sup. II By Judge Johnson on August 29, 2005; See Amended. Abstract of Judgement; Filed Dec, 2, 2005 Included

4nder Docket # 27002-0712-FD-193 CHERENTLY Shows me Serving Time for I Residential Entry - A Class D. Felony and B-Misdemeanor Mischiet which were Both Dismissed by Judge Johnson; Sup-IL

Also CHRRENTLY Serving Time for A- Misdemegror -BATTERY X-2; which were Both Amended to B-Misdemeanor Batteries by Judge Johnson , Sup II Fled-MARCH 17, 2008; See Plea Agreement Indiated Fled - MARCH 17, 2008, Why is The Judge Bound to The Terms of A

Honorrole Judge Randall Johnson wiso Ruled for me to serve Time for my Probation Valed of Caroon-0406-FB-69 PV) C-Felony first then To serve Time on my Amended B-Misdenennar Batteries (27002-0712-FD-193)

2062

I rittempted to Resolve this Problem Theough the Grant Country Security Complex Inmate Gradvance Form; But it came back, unsigned with a statement We go by Docket # LI did Not Plend Guilty To A Docket # I Plead Guilty to specific Charges I

Type Entering this As My Official Grisvance

and Falifican to Cheffet Errors and would
appreciate a Response from the Following
Representatives of the Grant County Jail;
Grant County Probation, Grant County Prosecutors office
Grant County Public Defender; and Grant County
Jadje of Superior Court II; I would like A
Response from each of you Concerning This
Matter. Sheriff Darrell Himelick; Tom Lawson;
Rodney Faulk; David Payne; and Honorable Judge
Yandall Johnson, Respectfully Submitted by;
Willie Hemphill
Signed Willie Hemphill
Signed Wallo Hemphill
Dated March 21, 2008

STATE OF INDIANA COUNTY OF GRANT } &:

IN THE PERIOR COURT 2

2008 TERM

STATE OF INDIANA

VS.

FILED

MAR 2 5 2000

CAUSE: 27D02-0406-FB-69

WILLIE JAMES HEMPHILL

J Mal Jarens

INFORMATION FOR THE COURT

Your Petitioner, _____ Thomas Lawson____ , a Probation Officer for Grant County, Indiana respectfully represents to the Court as follows:

This officer received the following letter from the defendant which was dated March 21, 2008. It is being forwarded to the Court for review.

Dated this 25th day of March 2008

Respectfully Submitted,

Probation Officer

STATE OF INDIANA

IN THE GRANT COUN SUPERIOR COURT II

SS

COUNTY OF GRANT

STATE OF INDIANA

VS.

WILLIE HEMPHILL

FILED FILE

SE NUMBER: 27D02-0406-FB-69

J. Mal Barens
CLERK GSC 2

PETITION FOR REVOCATION OF PROBATION

Your Petitioner, Thomas Lawson, a Probation Officer with the Grant County Probation Department respectfully represents to the Grant County Superior Court II as follows, and affirms under the penalties of perjury that the following representations are true.

That the defendant, age 36, was born, September 10, 1971, and whose last reported address was 310 West 20th Street, Marion, Indiana 46953.

That on August 8, 2005 the defendant pled guilty to the charge of Battery Resulting in Serious Bodily Injury, a Class C Felony.

That on August 29, 2005, the Grant County Superior Court II found the defendant guilty of the aforementioned charges and sentenced the defendant to:

Six (6) years with two (2) years suspended to be served on two (2) years probation

That on June 9, 2006, the defendant signed "Conditions of Probation" with the Grant County Superior Court II as witnessed by Probation Officer Kim Kinsey.

That on or about December 13, 2007, a Petition for Revocation of Probation was filed in this cause after the defendant was arrested for the offenses of residential entry, battery, and criminal mischief. That on March 17, 2008 defendant was found to have violated the conditions of his probation and was ordered to served 180 days of the previously suspended sentence and was placed on probation for the remainder of that suspended sentence (1 ½ years).

The defendant was released May 20, 2008 which made his new termination date from probation November 20, 2009.

That on August 20, 2008, the defendant was arrested for the offenses of Resisting Law Enforcement and Possession of Marijuana.

This is a violation of Rule #1 and Rule #4 of the Condition of Probation which state:

"You will not commit another criminal offense."

"You will not possess or consume any controlled substances unless prescribed by a physician."

THEREFORE, this officer respectfully requests to the Grant County Superior Court II that a WARRANT be issued and a hearing be set concerning this Petition for Revocation of Probation.

Dated this 21st day of Aug 2008.

Respectfully Suomitted,

Thomas Lawson Probation Officer

Grant County, Indiana

Approved by:

Grant County Prosecutor's Office

WITNESSES:

Thomas Lawson, Grant County Probation

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2008 TERM



STATE OF INDIANA

VS.	CAUSE NO. <u>27D02-0406-FB-69</u>
WILLIE JAN	MES HEMPHILL
	ORDER FOR ARREST WARRANT FOR PROBATION VIOLATION
Petition allegi	state of Indiana by Thomas Lawson, (Probation Officer), appears and files its ing the probationer, WILLIE JAMES HEMPHILI, with violating conditions of id Petition being as follows:
	(H.I.)
The S probationer, a	state of Indiana also files the Order of Protection containing the conditions for said as follows:
	(H.I.)
The C	Court examines said Petition and finds that:
	there is a risk of probationer fleeing the jurisdiction; the probationer has fled the jurisdiction; or there is a risk of probationer causing harm to others.
sheriff of Gra	lerk is now directed to issue immediately a warrant for arrest of probationer to the ant County, Indiana, returnable forthwith. Bail is set at and the clerk endorse the amount of said bail on the warrant.
So OI	RDERED this

RANDALL L. JOHNSON, Judge Grant Superior Court No. 2

GRANT SUPERIOR COURT NO. 2 COURTHOUSE 101 E. 4TH ST. MARION, IN 46952

RANDALL L. JOHNSON

JUDGE

TELEPHONE 765-662-1719 CLAUDIA HUBARTT TERI WOENKHAUS JANE WILLIAMS COURT REPORTERS

BRIAN MCLANE
JUVENILE REFEREE

FAX 765-668-6541 JENNIFER CASSIDY BAILIFF

September 8, 2008

TO: PROBATION - Thomas Lawson

FROM: Teri Woenkhaus

RE: Petition for Revocation of Probation

Dear Tom,

Judge Johnson has requested I return this to you and request a completed ORDER FOR ARREST WARRANT FOR PROBATION VIOLATION. Superior Court 2 requires this with each Petition for Revocation of Probation.

Thank you.

STATE OF INDIANA

IN THE GRANT COUN

SUPERIOR COURT II

COUNTY OF GRANT

STATE OF INDIANA

VS.

WILLIE HEMPHILL

PETITION FOR REVOCATION OF PROBATION

Your Petitioner, Thomas Lawson, a Probation Officer with the Grant County Probation Department respectfully represents to the Grant County Superior Court II as follows, and affirms under the penalties of perjury that the following representations are true.

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That on August 8, 2005 the defendant pled guilty to the charge of Battery Resulting in Serious Bodily Injury, a Class C Felony.

That on August 29, 2005, the Grant County Superior Court II found the defendant guilty of the aforementioned charges and sentenced the defendant to:

Six (6) years with two (2) years suspended to be served on two (2) years probation

That on June 9, 2006, the defendant signed "Conditions of Probation" with the Grant County Superior Court II as witnessed by Probation Officer Kim Kinsey.

That on or about December 13, 2007, a Petition for Revocation of Probation was filed in this cause after the defendant was arrested for the offenses of residential entry, battery, and criminal mischief. That on March 17, 2008 defendant was found to have violated the conditions of his probation and was ordered to served 180 days of the previously suspended sentence and was placed on probation for the remainder of that suspended sentence (1 ½ years).

The defendant was released May 20, 2008 which made his new termination date from probation November 20, 2009.

That on August 20, 2008, the defendant was arrested for the offenses of Resisting Law Enforcement and Possession of Marijuana.

This is a violation of Rule #1 and Rule #4 of the Condition of Probation which state:

"You will not commit another criminal offense."

"You will not possess or consume any controlled substances unless prescribed by a physician."

THEREFORE, this officer respectfully requests to the Grant County Superior Court II that a WARRANT be issued and a hearing be set concerning this Petition for Revocation of Probation. Dated this 21st day of Aug 2008.

Respectfully Suomitted,

Thomas Lawson Probation Officer

Grant County, Indiana

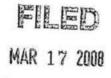
Approved by:

Grant County Prosecutor's Office

WITNESSES:

Thomas Lawson, Grant County Probation

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2008 TERM



J Mark & arens

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0406-FB-69

WILLIE HEMPHILL

ORDER OF SENTENCE ON PROBATION VIOLATION

Comes now State of Indiana by Rodney Faulk. Comes now the defendant in the custody of the Sheriff together with his attorney, David Payne. Defendant moves the Court to enter an admission to the Petition for Revocation of Probation pending herein. The defendant now admits to have violated the terms of his probation by having committed the crime of Probation Violation, Rule #1: You will not commit another criminal offense". The court finds defendant's admission to be freely given, and finds that he has violated the terms of his probation. The Court now revokes the suspended sentence herein, and pursuant to agreement of the parties, enters the following sentence.

- A. The defendant shall be sentenced into the custody of the Sheriff of Grant County for a term of 180 days.
- B. That the defendant be granted 90 (actual) days, Credit Time, defendant was in jail pending sentencing upon such sentence.
- C. The defendant shall be released from the custody of the Sheriff of Grant County this date and remanded to probation for remainder of previously suspended sentence.

Judgment on the findings.

ALL OF WHICH IS ORDERED, ADJUDGED, AND DECREED THIS 177H DAY OF MARCH, 2008.

RANDALL L. JOHNSON, Judge Grant Superior Court No. 2 State of Indiana. County of Grant IN The GRANT County Superior Court -2 Court -2 Court 27007-0406-FB-69

State of Fudian (Plantiff)

Willie Ji Hemphill (Defendant)

Written Notice of Eppeal

Comes Now the Defendant Willie Jr Hemphill, And Notificy the Honocable Court of his Intent to Appeal; the Above Course, Petitioner Request the Honocable Court to order the Clerk of the Court to Prespare A Complete and True Copy of All Transcripts in this Cause to be delivered to the Petetioner at the 214 E 4th Street, Marion, IN, 46952.

Citing the Freedom of Information Act, Petitioner is entitled to one (1) free Copy of All Transcripts

Respositfully 34bm/Head Willie J, Hemphill
Signed: Willie J, Hemphill
Dated: Sept. 24, 2008

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2008 TERM

FILED

SEP 24 2008

JyMark Flavens
CLERK GSC 2

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0406-FB-69

Willie Hemphill

ORDER ON INITIAL HEARING ON PETITION FOR REVOCATION OF PROBATION

Comes now the defendant in custody. The Court now advises defendant of the right to counsel, the right to remain silent, the nature of the Petition for Revocation of Probation and the amount and conditions of the bond. Defendant informs the Court he will represent himself pro se, and the Court appoints David Payne to assist defendant, finding defendant to be an indigent person. The Court now sets hearing on Petition for Revocation of Probation for October 27, 2008, at 9:00 a.m. Defendant is remanded into custody to return in open court for further proceedings. Judgment on the findings.

Dated this 24th day of September, 2008.

RANDALI L. JOHNSON, Judge Grant Superior Court No. 2 State of Indiana County of Grant IN The CLERK County Squeeze

27002-0406-FB-69

State of Endlan (Plantiff)

Willie Ji Hemphill (Defendant)

FILED

SEP 2.4 2008 Lymal Slaves

Written Notice of Presal

Comes Now the Delendant Willie Ji Nemphill, And
Notified the Honocable Court of his Intent to Appeal; the
Above cause, Petitioner Request the Honocable Court
to order the Clerk of the Court to Propose A
Complete and True Copy of All Transcripts in this
Cause to be delivered to the Petitioner of the
214 E 4th Street, Marion, IN, 46952
Citing the Freedom of Information Act, Petitioner
is extitled to one (1) free Copy of All Transcripts

Respectfully 34bmtHed Willie 5, Hemphill Bigned: Willie for Heuphill Dated: Sept. 24, 2008 State of Indiana County of Count IN The GRANT County Specielas Court - 2

Cause 2700x-0406-FB-69

Stale of Fudian (Plantiff)

FILED

Willie Ji Hemphill (Defendant)

SEP 2 4 2008 Jylland Flavors

CLERK GSC 2

Written Notice of APPeal

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Citing the Freedom of Information Act. Petitioner is entitled to one (1) free Copy of All Transcripts

Respectfully 34bm/fed Willie J, Hemph// Signed: Willie J, Hemphill Dated: Sept. 24, 2008 State of Indiana 10-24-08 In The GRANT County

County of GRANT 10-24-08 Superior Court - II

IN The 2008 Tereme

State of Indiana Honorable Judge; Randall

VS

Willie J. Hemphill Cause No. 27D02-0406-FB-69-P.U.

Motion to Dismiss & Discharge

Comes Now Defendant, Willie J. Hemphill, Prose and Respectfully Moves this Honorable Court to Dismiss this Probation Violation and to Discharge Defendant. 34-7-7-9; Sec. 9(d). In Support defendant will show by A Proponderence of the Evidence that the Witnessing and signing of Conditions of Probation on June 9, 2006; Are Not Valid by Federal Standards. See; Bright Vs. State of Indiana June 2008

June 9, 2006; the Defendant was Not Read Condition of Probation by the Honorable Judge; Rundall Johnson and did Not Signi Conditions of Probation before the Honorable Judge Nor The Honorable Courts; But in the Witnessing of Kim Kinsey a Probation Officer

^{2.)} The Cheonological Case Summary for Cause Number: 27002-0406-F8-69; Shows the Courts

Page 2 of 2 10-24-08

Tune 12, 2006; A day I was Not present. Turefore they could not have been Imposed to me.

3.) That it is in the Best Interest of Justice for Criminal Proceedings and Charges Against Defendant be Dismissed and All other Proper Relief be Granted: Termination of Probation (2-years having Expired from Release Date June 7, 2006)

Respectfully Submitted
Willie J. Hempfill, Pro Se
Dite: Detober 24 2008 Willie J. Hempfill
214 E, 4th Street
MARION, IN 46952

State of Indiana 10-24-08 In The GRANT County
County of Gent FILED IN The 2008 Term
State of Indiana 2008 Honorable Judge; Rendall
VS
Willie J. Henghill Cause No. 27002-0406-FB-69-P.U.

Motion to Dismiss & Discharge

Comes Now Defendant, Willie J. Hemphill, PROSE and Respectfully Moves this Honorable Court to Dismiss this Freshetish Violation and to Discharge Defendant. 34-7-7-9, Sec. 9(d) . In Support defendant will show by A Proponderance of the Evidence that the Witnessing and signing of Conditions of Probation on June 9, 2006, Are Not Valid by Federal Standards. See: Bright 18. State of Indiana Succ-2008

June 9, 2006; the Defendant was Not Read Condition of Probation by the Honorable Judge; Bundy 1 Johnson and did Not Signi Conditions of Probation before the Honorable Judge Nor The Honorable Courts; But in the Witnessing of Kim Kinsey a Probation Officer

²¹⁾ The Cheomological Case Summary for Cause Number: 27002-0486-F8-69; Shows the Courts

10-24-08

June 12, 2006; A day I was Not present. Threebre they could not have been Imposed to me.

3.) That it is in the Best Interest of Justice for Criminal Proceedings and Charges Against Defendant be Dismissed and All offer Frozer Relief be Genetal: Termination of Probation (2-years having Expired from Release Date June 7, 2006)

Dite, Detrices 21 2008 Wille J. Hempfill, frose 214 E, 4th Steet Marion, IN 46952

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION, IN 46952ON STREET

INVESTIGATIVE REPORT

Offense:	Unknown Code	Report #: 200700008587 - 000
Statute/Charge:	Unknown Code	Stat #: 7.1-5-1-3
UCR Code:	Unknown Code	Status: COMMITTED
Location:	1525 S MCCLURE ST	Apt/Zip: / 46952
Grid:	Unknown Code	City: Unknown Code
Patrol:	Unknown Code	County: Unknown Code
Reporting Off:	Unknown Code	Misc No:
Division:		Shift: Unknown Code
Date Reported:	03/17/2007	Time Reported: 0142
Date Occurred:	03/17/2007	Time Occurred: 0142
Latest Poss Date:		Latest Poss Time:
Veh Recovered:		Stolen Veh Amt: \$ 0
Stolen Prop Amt:	\$ 0	Damaged Prop Amt: \$ 0
Inv Off:		Adult/Juvenile: A
Disposition:	Unknown Code	Disposition Date: 03/17/2007
Weapon:		Domestic Violence:
Hate/Bias:		Alcohol/Drug Rel: /
Method of Entry:		Forced Entry:

Report No: 200700008587 ARRESTS

Arrest #: 000000005340 - 001 Sex: M Race: B Height: 510 DOB: 09/10/1971 Age: 35	Arr Seq #: 00 Weight: 150 SSN:	Name: HEMPH: Hair: BLK AKA:	ILL,WILLIE Eyes: BRO
DL: Type: Complexion:	#: 0880-73-901	7.63033573	State: IN Exp 00
Address: 1905 W 8TH STREET MARION, IN 46952			
Phone: (765) 206-8734 Arr Agency: Unknown Co Influence: UNKNOWN Offense 1: Unknown Code		03/17/2007 Unknown Code	Arrest Time: 01:42
Statute 1: Unknown Code Offense 2: Unknown Code		7.1-5-1-3	
Statute 2: Unknown Code		35-48-4-8.3	

Run: 1-MAR-2018 10:13 OFF07 MARION POLICE DEPARTMENT Page: 2

INVESTIGATIVE REPORT

Report No: 200700008587 PROPERTY

Value: \$ 0 Brand:SMALL PIPE Serial #: Sfx: 001 Record Type: EVIDENCE

Model: Size:

Color: SILVER Status: Unknown Code Own App #:

Prop Type: Unknown Code Rep Officer: Unknown Code Quantity: 000000000001

TTY #: Location: Name Type: Name:

Damage Code: Damage Amt: \$
Recover Off: Unknown Code Recover Amt: \$ 0 0 Date Stolen: Recovery Date: 03/17/2007 Release Date:

Description: COPPER COLORED SCREEN INSIDE

Run: 1-MAR-2018 10:13 MARION POLICE DEPARTMENT Page:

NAR01 - Run By: JENTES, STACEY

Agency: 00 NARRATIVE REPORT

OFF Number: 00-200700008587-000 Narr Sfx: 0000 Reporter:

Date: 03/19/2007 Time: 10:32:53

Marion Police Department

Arrest Report Case #2007-8587

Public Intoxication I.C. 7.1-5-1-3

Possession of Paraphernalia I.C. 35-48-4-8.3

03-17-07

On 03-17-07 at 01:42 hours, I Officer Jason Thomas a Patrolman with the Marion Police Department was patrolling in a fully marked police car in the 1500 block of South McClure Street. I observed a male subject, later identified as Mr. Willie Hemphill running North in the middle of McClure Street. Mr. Hemphill appeared to be having difficulty keeping his balance. He was staggering and almost fell down. At this time I exited my patrol car and told him to stop. Mr. Hemphill complied and walked back to my patrol car. Once he reached my patrol car, he staggered and leaned against my patrol car in order to keep his balance.

When I asked Mr. Hemphill what was the matter, he told me that he was being chased. Mr. Hemphill's speech was slurred and slow and I could smell a strong odor of an unknown alcoholic beverage coming from his mouth. I also observed that his eyes were bloodshot and glassy. He then said that he had just been dancing.

At this time I was approached by Kim Streaty of Streaty's Ladies and Gentlemen's Club who informed me that Mr. Hemphill was barred from the Club due to him causing problems there. I then placed handcuffs on Mr. Hemphill and conducted a pat down search incident to arrest. During the pat down, I located a rolled up piece of white paper towel in Mr. Hemphill's right front pants pocket. When I unrolled the paper towel, I found a small silver colored metal pipe which contained what appeared to be a piece of copper colored screen. The metal pipe had black burned areas on both ends. During my training and experience as a Law Enforcement Officer the pipe appeared to be used as a device in order to smoke illegal narcotics (crack cocaine).

After I secured Mr. Hemphill in the rear of my patrol car, I transported him to the Grant County Security Complex. Upon my arrival, I administered a Portable Breath Test to Mr. Hemphill with a result of .13 BrAc. I then left him in the custody of the Jail Staff without incident. Mr. Hemphill was charged with Public Intoxication and Possession of Paraphernalia.

Police action taken---Arrested subject, collected silver colored pipe, entered pipe into evidence and completed arrest report.

Police action needed --- None. Cleared by arrest.

Submitted By:

Officer Jason Thomas #998

Run: 1-MAR-2018 10:13 MARION POLICE DEPARTMENT Page: 2

NAR01 - Run By: JENTES, STACEY

Agency: 00 NARRATIVE REPORT

OFF Number: 00-200700008587-000 Narr Sfx: 0000 Reporter: Date: 03/19/2007 Time: 10:32:53

06/07/19

Marion City Court Chronological Case Summary

11:42 AM

Case #

0703CM0294

Date Filed

03/19/07

Name

HEMPHILL, WILLIE J

1905 W. 8TH STREET MARION, IN 46952

Status

PL GUILTY

Telephone

Address

Date Disposed 03/31/07

IC Numbers

Description

7.1-5-1-3

PUBLIC INTOXICATION

Attorney Name 07-8587; 3/17/07

Attorney Addr

Prosecutor Name Prosecutor Tel Prosecutor #

Attorney Tel

Attorney #

Court costs 159.00 Fine

SSP Other costs

Bond

Sureties

RJO Summary of Filings and Proceedings Date

03/20/07 x 180/150 DAYS SSP; 1 YR FORMAL PROBATION

06/07/19

Marion City Court Chronological Case Summary

11:42 AM

Case #

0703CM0295

Date Filed

03/19/07

Name Address HEMPHILL, WILLIE J

1905 W. 8TH STREET

Status PL GUILTY

Telephone

MARION, IN 46952

Date Disposed 03/31/07

IC Numbers

Description

35-48-4-8.3

POSSESSION OF PARAPHERNALIA

Attorney Name 07-8587; 3/17/07

Attorney Addr

Prosecutor Name Prosecutor Tel Prosecutor #

Attorney Tel Attorney #

Court costs 159.00 Fine

SSP Other costs

Bond

Sureties

Date RJO Summary of Filings and Proceedings

03/20/07 x 180/150 DAYS SSP, CURRENT W/0703CM0294; 1 YR FORMAL PROBATION

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION,IN 46952ON STREET

INVESTIGATIVE REPORT

Offense:	Unknown Code	Report #: 200700042882 - 000
Statute/Charge:	Unknown Code	Stat #: 35-43-2-1.5
UCR Code:	Unknown Code	Status: COMMITTED
Location:		Apt/Zip: / 46952
Grid:	Unknown Code	City: Unknown Code
Patrol:	Unknown Code	County: Unknown Code
Reporting Off:	Unknown Code	Misc No:
Division:		Shift: Unknown Code
Date Reported:	12/09/2007	Time Reported: 0306
Date Occurred:	12/09/2007	Time Occurred: 0306
Latest Poss Date:		Latest Poss Time:
Veh Recovered:		Stolen Veh Amt: \$ 0
Stolen Prop Amt:	\$ 0	Damaged Prop Amt: \$ 0
Inv Off:		Adult/Juvenile: A
Disposition:	Unknown Code	Disposition Date: 12/09/2007
Weapon:		Domestic Violence: N
Hate/Bias:		Alcohol/Drug Rel: / N
Method of Entry:		Forced Entry:

Report No: 200700042882 VICTIMS

Name:	MCCLAIN	, COLETT			SSN:				Sfx:	001
Name Type:	Unknown				Sex:	F			Race:	В
Height:	504	Weigh	t: :	1.80	Hair:	BLK			Eyes:	BRO
DOB:	09/19/1	.956 Ag	e:	51	Phone/Cell:	(76	5)	206-8634		
Address:										
	MARION	,	IN	46952	2					
Employer:	MARION	GENERAL			Phone:	()	-		
Address:	441	N WABA	SH A	AVE						
	MARION	,	IN	46952	2					

Report No: 200700042882 ARRESTS

Arrest #: 000000003992 - 002 Sex: M Race: B Height: 510 DOB: 09/10/1971 Age: 36	Arr Seq #: 00 Weight: 16 SSN:		ILL, WILLIE J Eyes: BRO
DL: Type:	#: 0880-73-90		State: IN Exp 00
Complexion: Unknown Code	SMT:		***
Address: 310 W 20TH ST.			
MARION, IN 46953			
Phone: (765) 677-0816	Arrest Date:	12/09/2007	Arrest Time: 03:06
Arr Agency:	Arr Officer:	Unknown Code	
Influence:	Weapon:		
Offense 1: Unknown Code			
Statute 1: Unknown Code		35-43-2-1.5	
Offense 2: Unknown Code			
Statute 2: Unknown Code		35-42-2-1	
Offense 3: Unknown Code			

Run: 1-MAR-2018 10:11 OFF07 MARION POLICE DEPARTMENT Page: 2

INVESTIGATIVE REPORT

Statute 3: Unknown Code

35-43-1-2

INVESTIGATIVE REPORT

Offense: Unknown Code
Statute/Charge: Unknown Code
UCR Code: Unknown Code
Location:
Grid: Unknown Code
Patrol: Unknown Code
Reporting Off: Unknown Code
Division:
Date Reported: 12/09/2007
Date Occurred: 12/09/2007
Latest Poss Date:
Veh Recovered:
Stolen Prop Amt: \$ 0

Inv Off:
Disposition: Unknown Code
Weapon:

Hate/Bias: Method of Entry: Report #: 200700042882 - 001

Stat #: 35-42-2-1

Status:

Apt/Zip: / 46952 City: Unknown Code County: Unknown Code

Misc No:

Shift: Unknown Code Time Reported: 0306 Time Occurred: 0306

Latest Poss Time:

Stolen Veh Amt: \$ 0
Damaged Prop Amt: \$ 0
Adult / Tuyonile: A

Adult/Juvenile: A
Disposition Date: 12/09/2007

Domestic Violence: N Alcohol/Drug Rel: / N

Forced Entry:

Run: 1-MAR-2018 10:12

MARION POLICE DEPARTMENT

Page: 1

NARAL - Run By: JENTES, STACEY

AGENCY: 00

CISCO RECORDS NARRATIVE REPORT

OFF Number: 00-200700042882-000 Narr Sfx: 0000 Reporter:

Marion Police Department

December 9, 2007

Case #2007-42882

Arrest Report

On Sunday, December 09, 2007 at 3:06 am, I, Officer Richards responded to a report of residential entry, battery with injury, and criminal mischief at Upon arrival, I met with Colett McClain, the victim/reporter. Ms McClain reports her friend of approximately one (1) year; Willie Hemphill punched her at a party and broke her MP3 player. When she returned home and called to make a report of that incident, Willie showed up at Ms McClain's apartment. Ms McClain told Willie to leave and that she had called the police. When he was told this, Willie kicked in the door to her residence and entered chasing her up her stairway, and battered her again.

Ms McClain reports she has been dating Willie for approximately a year. Willie had contacted Ms McClain while at work and invited her to a party when she got off. Ms McClain stated she did not know the host of the party, but decided to attend with Willie. She reports after being at the party for a while, she decided to leave, but Willie did not want her to. As Ms McClain went to get into her vehicle, she reports Willie grabbed her trying to prevent this. Willie was able to get in the passenger seat of Ms McClain's red Pontiac Grand Prix. While in the car, Ms McClain reports Willie struck her in her right eye and broke her MP3 player in her dash. She stated he pulled on the face of the player, causing it to no longer work.

Ms McClain stated a couple of unknown subjects were able to help her get Willie out of her vehicle and she left and returned home. When she got home, she stated she contemplated on calling to report the incident, but soon decided to. While awaiting police arrival, Willie showed up at Ms McClain on a bicycle. She stated he rang the doorbell several times. She stated she told him through the locked door to her residence to leave and that the police were on there way. When she told him this, Willie kicked in the door to her residence and told her he was going to give her something to call the police for.

Ms McClain reported he grabbed her as she tried to run up the stairway. She stated he attempted to choke her, but was unable to clamp down. However, Willie left several scratch marks on her neck and back. The scratches on her back were very red and swollen. The skin was slightly broken open on two of them and they were seeping a very amount of blood. Ms McClain also had a bump and little cut by her right eye. These were sustained in the car prior to leaving the party.

Ms McClain provided a written statement to the incident. Officer Flores assisted in photographing the damage Willie caused to the MP3 player, the front door, and Ms McClain's injuries. These photographs were taken using my department issued Kodak EasyShare digital camera, Sgt. Wolf located Willie around the area of 8th St./D St. He was placed into custody and transported to the Grant County Jail.

After obtaining Willie's criminal history, it was learned he is currently on probation through Grant County until 1/7/10 for battery resulting in serious bodily injury. He is also on Marion city probation for public intoxication until 3/19/08.

Submitted by:

Run: 1-MAR-2018 10:12 MARION POLICE DEPARTMENT Page: 2

NARAL - Run By: JENTES, STACEY

AGENCY: 00 CISCORECORDS

NARRATIVE REPORT

OFF Number: 00-200700042882-000 Narr Sfx: 0000 Reporter:

Amber L. Richards #031

Marion PD

Run: 1-MAR-2018 10:12 MARION POLICE DEPARTMENT

Page: 1

NARAL - Run By: JENTES, STACEY

AGENCY: 00 C I S

CISCO RECORDS
NARRATIVE REPORT

OFF Number: 00-200700042882-000 Narr Sfx: 0001 Reporter:

Marion Police Department

Supplemental

2007-42882

On 12-9-07 at approximately 0306hrs officers were dispatched to for a battery where the suspect, Willie Hemphill had fled the area. A few minutes later dispatch advised Hemphill returned and had kicked the door open and entered the residence again battered the victim. When initial officers arrived on scene they reported that Hemphill fled the area again wearing jeans, a black coat and black ear muffs.

I began checking the area and located a subject matching the description walking south on D St. in the 700 Block. As Hemphill was walking he seemed to be staggering and having trouble maintaining balance. Officer Reel drove into the area as I pulled to the side of the roadway to make contact with the subject. I made contact and asked him his name. He stated his name was Willie Hemphill. Hemphill's speech was thick tongued and hard to understand. He had a strong odor of alcoholic beverage on his breath and his eyes were red and watery.

I confirmed that Hemphill was the suspect in the incident on Hill and placed him in handcuffs. Hemphill asked why he was being arrested and that she always makes up stories to get him in trouble. I asked Hemphill why she would lie to the police. Hemphill stated that she wants him and he doesn't want her anymore. After a pat-down for weapons, Hemphill was placed in the rear of Reel's police vehicle. Radio contact was made with Officer Richards and she requested Hemphill be transported to the Grant County jail on a preliminary charge of Residential Entry, Battery, and Criminal Mischief.

Reel transported Hemphill to the jail where he was released to the jail staff without further incident.

Steven Wolf

9410

Photo obtained by APM Reports from the Grant County Sheriff's Department in Marion, IN. Dated: 12/9/2007.



Marion City Court Chronological Case Summary

11:41 AM

Case #

0703CM0294PV

Date Filed

12/13/07

Name

HEMPHILL, WILLIE

Address

1905 W. 8TH STREET

MARION, IN 46953

Tel<u>ephone</u>

Status

PL GUILTY

Date Disposed 12/13/07

IC Numbers

Description

PROB

Probation

Attorney Name

12/11/07

Attorney Addr

Prosecutor Name Prosecutor Tel Prosecutor #

Attorney Tel Attorney #

Court costs

160.00 Fine

Other costs

Bond

Sureties

RJO Summary of Filings and Proceedings Date

12/13/07 x 150 DAYS IN JAIL

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

State V Willie Hemphill

Case Number	27D03-0712-FD-000948	
Court	Grant Superior Court 3	
Type	FD - Class D Felony	
Filed	12/11/2007	
Status	12/11/2007 , Decided	
Reference	Original County Cause Number	D307FD948

Parties to the Case

Defendant Hemphill, Willie J

Description Male, Black

Address 310 West 20Th Street

Marion, IN 46953

State State of Indiana

Plaintiff

Attorney Brian Nicholas Woodard

#2813749

6 South Jefferson Street Danville, IN 46122 317-745-9283(W)

Charges

01 12/11/2007 RESIDENTIAL ENTRY- Break And Enter Dwelling Note -- This Does Not Require Any

Statute 35-43-2-1.5

Degree FD

02 12/11/2007 BATTERY RESULTING IN BODILY INJURY

Statute 35-42-2-1(1)

Degree MA

03 12/11/2007 BATTERY RESULTING IN BODILY INJURY

Statute 35-42-2-1(1)

Degree MA

04 12/11/2007 CRIMINAL MISCHIEF- Damages Or Defaces Property Of Another W/O Consent.

Statute 35-43-1-2(a)(1)

Degree MB

Chronological Case Summary

12/11/2007 Converted Event

This cause is now transferred to Superior II under cause number 27D02-0712-FD-193. hw. (DISPOSED: TO) (RJO? N) | JTS Minute Entry Date: 2007-12-11

12/11/2007 Converted Event

De elect Nieter MOD DDOI

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

12/11/200/ **ງພາບາຽາເກບ**າເ

Conversion

- 01. RESIDENTIAL ENTRY- Break And Enter Dwelling Note -- This Does Not Require Any
 - Conversion Unknown

12/11/2007 **Judgment**

Conversion

- 02. BATTERY RESULTING IN BODILY INJURY
 - Conversion Unknown

12/11/2007 **Judgment**

Conversion

- 03. BATTERY RESULTING IN BODILY INJURY
 - Conversion Unknown

12/11/2007 **Judgment**

Conversion

- 04. CRIMINAL MISCHIEF- Damages Or Defaces Property Of Another W/O Consent.
 - Conversion Unknown

2 of 2

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

State V Willie Hemphill

Case Number	27D02-0712-FD-000193	
Court	Grant Superior Court 2	
Туре	FD - Class D Felony	
Filed	12/11/2007	
Status	03/17/2008 , Decided	
Reference	Original County Cause Number	D207FD193

Parties to the Case

Defendant Hemphill, Willie J

Description Male, Black

Address 310 West 20Th Street

Marion, IN 46953

Attorney David Marlin Payne

#564827, Retained

112 South Boots Street Marion, IN 46952-0000 765-664-4132(W)

State State of Indiana

Plaintiff

Attorney Evan Kent Hammond

#2561829

Kiley Harker Certain 300 West Third Street Marion, IN 46952 765-664-9041(W)

Charges

01 12/11/2007 RESIDENTIAL ENTRY- Break And Enter Dwelling Note -- This Does Not Require Any

Statute 35-43-2-1.5

Degree FD

02 12/11/2007 BATTERY RESULTING IN BODILY INJURY

Statute 35-42-2-1

Degree MB

Filed As MA: BATTERY RESULTING IN BODILY INJURY

03 12/11/2007 BATTERY RESULTING IN BODILY INJURY

Statute 35-42-2-1

Degree MB

Filed As MA: BATTERY RESULTING IN BODILY INJURY

04 12/11/2007 CRIMINAL MISCHIEF- Damages Or Defaces Property Of Another W/O Consent.

Statute 35-43-1-2(a)(1)

Degree MB

Chronological Case Summary

12/11/2007 Converted Event

This cause transferred from Superior III (27D03-0712-FD-948). hw (RJO? N) | JTS Minute Entry Date: 2007-12-11

12/11/2007 Converted Event

Transfer date/AKA Date Filed Date: 2007-12-11

12/11/2007 Converted Event

Docket Note: MPD PROB

12/13/2007 Converted Event

Comes now the Court and accepts jurisdiction. Intitial Hearing set for December 14, 2007, at 11:00 a.m. (RJO? N) | JTS Minute Entry Date: 2007-12-13

12/14/2007 Converted Event

Calendar: INITIAL HEARING

12/17/2007 Indigent Counsel Appointed at County Expense

Comes now the defendant in custody and in person. The Court now conducts initial hearing and advises defendant of his rights and at the request of defendant, finds defendant to be an indigent person and refers to Public Defender Board for appointment of counsel. The Court now assignscause for trial for March 31, 2008, commencing at 1:30 p.m., and that State and defendant to meet on or before January 31, 2008, for pretrial conference, all as per Order on Initial Hearing filed. (RJO? Y) | JTS Minute Entry Date: 2007-12-17

12/18/2007 Converted Event

Sent Order on Initial Hearing to Willie Hemphill @ Grant County Jail. lw (RJO? N) | JTS Minute Entry Date: 2007-12-18

01/03/2008 Converted Event

Defendant files pro se Motion. Same will be forwarded to public defender upon appointment of same. The Court does not accept pro se filings when a public defender is authorized. (RJO? N) | JTS Minute Entry Date: 2007-12-27

01/03/2008 Converted Event

Pursuant to the Public Defender Board, James Beaman is appointed as counsel for defendant. (RJO? N) | JTS Minute Entry Date: 2008-01-02

01/04/2008 Converted Event

Sent copy of Pro se to Willie Hemphill @ Grant County Jail. lw (RJO? N) | JTS Minute Entry Date: 2008-01-04

01/14/2008 Converted Event

Counsel for defendant, James Beaman, files Motion for Discovery. (RJO? N) | JTS Minute Entry Date: 2008-01-09

01/14/2008 Converted Event

Defendant by counsel, James Beaman, files Motion for Speedy Trial. The Court now sets cause for Speedy Trial on March 17, 2008, commencing at 1:30 p.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2008-01-09

01/23/2008 Converted Event

James Beaman files Motion to Withdraw Appearance, stating David Payne will be filing an appearance. Submitted, examined, and granted. (RJO? N) | JTS Minute Entry Date: 2008-01-22

02/14/2008 Converted Event

David Payne files Appearance Form on behalf of defendant. (RJO? N) | JTS Minute Entry Date: 2008-01-25

03/17/2008 Converted Event

Signed Plea Agreement filed. (RJO? N) | JTS Minute Entry Date: 2008-03-17

03/17/2008 Converted Event

Offense #1, Count ID I: (Sentence Group [1])

03/17/2008 Converted Event

Offense #2, Count ID II: (Prison Sent. [180] [D])(Jail Credit [9])(Sentence Group [1])

03/17/2008 Converted Event

Offense #3, Count ID III: (Prison Sent. [180] [D])(Sentence Group [1])

03/17/2008 Converted Event

Comes now the State of Indiana by Rodney Faulk. Further comes the defendant in custody, together with his attorney, David Payne. State and defendant files written Plea Agreement. Defendant move the Court to enter a plea pursuant to the Plea Agreement. Motion granted. Defendant now enters a plea of guilty pursuant to the Plea Agreement. Parties agree to waive the PSI and proceed to sentencing. Cause submitted for sentencing hearing. Evidence heard. The Court now sentences the defendant to the Indiana Department of Corrections, all as per Order filed. Costs assessed against defendant. (DISPOSED: GP) (RJO? Y) | JTS Minute Entry Date: 2008-03-17

03/17/2008 **Judgment**

Conversion

- 01. RESIDENTIAL ENTRY- Break And Enter Dwelling Note -- This Does Not Require Any
 - Dismissed

03/17/2008 **Judgment**

Conversion

- 02. BATTERY RESULTING IN BODILY INJURY
 - Finding of Guilty

03/17/2008 **Judgment**

Conversion

- 03. BATTERY RESULTING IN BODILY INJURY
 - · Finding of Guilty

03/17/2008 **Judgment**

Conversion

- 04. CRIMINAL MISCHIEF- Damages Or Defaces Property Of Another W/O Consent.
 - Dismissed

03/19/2008 Converted Event

Sent Criminal Information, Probable Cause, Plea Agreement, and Certified Copy of CCS and Order on Plea Agreement and Sentencing to Grant County Sheriff's Dept. lw (RJO? N) | JTS Minute Entry Date: 2008-03-19

03/26/2009 Converted Event

Fine and cost not paid. Same being sent to collection. 03/27/2009 dlm (RJO? N) | JTS Minute Entry Date: 2009-03-26

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding

balances shown, please contact the Clerk's Office.

Hemphill, Willie J

Defendant

Balance Due (as of 05/29/2018)

160.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	160.00	0.00	0.00

Transaction Summary

Date	Description	Amount
12/11/2007	Transaction Assessment	160.00

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.



Chief of Police	
Cliff Sessoms	Office of the Prosecuting Attorney Forty Eighth Judicial Circuit
Deputy Chief	Forty Eighth Judicial Circuit
David Day	101 East Fourth Street
Deputy Chief	Courthouse Room # 107
	Marion, Indiana 46952

I, Amber L. Richards #031

Grant County Prosecuting Attorney

the above or attached and foregoing representation Marion Police Department case # ₂₀₀₇₋₄₂₈₈₂ to the best of my knowledge and belief.	are tru
Officer LD Marion Police Department	_ <i>Unit#</i> ₀₃₁
Date 12/9/07	

_____, swear or affirm under the

STATE OF INDIANA

) SS:

IN THE GRANT SUPERIOR COURT 3

COUNTY OF GRANT

)

CAUSE NUMBER: 27D03-0712-FD-948

STATE OF INDIANA

INFORMATION FOR:

VS

Count 1:

WILLIE J. HEMPHILL DOB: 09/10/1971 Residential Entry I.C. 35-43-2-1.5

.

a Class D Felony

en en

Count 2:

Battery Resulting in Bodily Injury

I.C. 35-42-2-1(a)(*)(*)

a Class Misdemeanor

DEC 10 2007

Count 3:

Battery Resulting in Bodily Injury

I.C. 35-42-2-1(a)(⅓)(♠) a Class ♠ Misdemeanor

Count 4:

Criminal Mischief

I.C. 35-43-1-2(a)(1)

a Class B Misdemeanor

Count 1

The undersigned, being duly sworn upon her oath, says that on or about December 9, 2007 in Marion, Grant County, State of Indiana, Willie J. Hemphill did knowingly or intentionally break and enter the dwelling of another person, to-wit: Colett McClain; all of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-43-2-1.5 and against the peace and dignity of the State of Indiana.

Count 2

The undersigned, being duly sworn upon her oath, says that on or about December 9, 2007 in Marion, Grant County, State of Indiana, Willie J. Hemphill did

knowingly or intentionally touch another person, to wit: Colett McClain in a rude, insolent, or angry manner, to wit: struck her in the eye area; resulting in bodily injury, to wit: bump and small out by her right eye; all of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-42-2-1(a)(b)(b) and against the peace and dignity of the State of Indiana.

Count 3

The undersigned, being duly sworn upon her oath, says that on or about December 9, 2007 in Marion, Grant County, State of Indiana, Willie J. Hemphill did knowingly touch Colett McClain in a rude, insolent, or angry manner, to wit: attempted to choke her, pulled her hair and beat on her; resulting in bodily injury, to wit: scratches on her back that were swollen and bleeding; all of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-42-2-1(a)(4)(4) and against the peace and dignity of the State of Indiana.

Count 4

The undersigned, being duly sworn upon her oath, says that on or about December 9, 2007 in Marion, Grant County, State of Indiana, Willie J. Hemphill did, without the consent of Colett McClain, recklessly, knowingly or intentionally]* damage or deface property, to-wit: MP3 player, of another person, to wit: Colett McClain without the other person's consent; all of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-43-1-2(a)(1) and against the peace and dignity of the State of Indiana.

Investigator for the Grant County
Prosecutor's Office

Subscribed and sworn to before me this 10th day of 0.2., 2007.

My commission expires: July 16, 2011

Teri L. Turney Notary Public

A Resident of Grant County

APPROVED BY ME:

Dana J. Kenworthy

Deputy Prosecuting Attorney

WITNESSES:

Amber Richards Steve Wolf Antonio Flores Colett McClain

STATE OF INDIANA COUNTY OF GRANT) ss:) FILED	IN THE SUPERIOR COURT III 2 0 0 7 T E R M CAUSE NUMBER: 27D03-0712-DF-948
STATE OF INDIANA	IDEC 10 YES	CAUSE NUMBER: 2/D03-0/12-D1-946
VS. WILLIE J. HEMPHILL		AFFIDAVIT FOR PROBABLE CAUSE: RESIDENTIAL ENTRY TTERY RESULTING IN BODILY INJURY TTERY RESULTING IN BODILY INJURY CRMINAL MISCHIEF
in this cause has committed attached hereto reports and	the above-captioned documents prepared benalties of perjury to belief.	there is good cause to believe that the defendant d offense(s), and in support of this affidavit in connection with the investigation of this hat the foregoing representations are true to the vestigator, Grant County Prosecutor's Office
	<u>OF</u>	<u>NDER</u>
		of a warrant for the crime(s) set forth in Affidavit cash, surety, property).
This date of Decem	ber, 2007	_ 11

HONORABLE NATALIE R. CONN, JUDGE, GRANT SUPERIOR COURT 3

APPEARANCE FORM (CRIMINAL) State of Indiana

Case Number: 27D03-0712-FD-948

1. Name of Defendant: Willie J. Hemphill

2. Case Type of proceeding: D Felony

3. Prosecuting Attorney information:

Name: James D. Luttrull Jr. Grant County Prosecuting Attorney 48th Judicial Circuit 101 East 4th Street, RM. 107 Marion, IN 46952 FILED

IDEC 1 0 2007

Attorney #10018-27

Phone: (765) 664-0739 FAX: (765) 668-6580

4. Will the State accept service by FAX: NO

5. Arrest report number (Originating Agency Case Number): 2007-42882

Respectfully submitted,

James D. Luttrull Jr. Grant County Prosecuting Attorney 48th Judicial Circuit IN THE COUNTY OF GRANT

GRANT SUPERIOR COURT NO 3

FILED

STATE OF INDIANA

DEC 11 2007

STATE OF INDIANA

V

WILLIE J. HEMPHILL

ORDER OF RECUSAL

SS:

Comes now the Honorable Judge Natalie Conn, and recuses from this case. This case to be transferred to Superior Court 2 as he has a prior case in that Court.

So ordered this 11th day of December, 2007

Natalie Conn, Judge

Grant Superior Court No. 3

2/1/2 Com

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2007 TERM

DEC 14 2007

Jeffer James

CLERK GSC 2

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0712-FD-193

Willie Hemphill

ORDER ON INITIAL HEARING

Comes now the defendant in custody. The Court now advises defendant of the rights to counsel, the right to public-speedy trial by jury, the right to remain silent, the nature of the criminal charge, and the amount and conditions of the bond. The Court now enters a preliminary plea of not guilty upon all counts, which plea shall become a formal plea of not guilty within twenty (20) days of date hereof. Upon request of the defendant, the Court refers defendant to Public Defender Board for appointment of counsel, upon finding defendant to be an indigent person. State and defendant to meet for pretrial conference on or before January 31, 2008, and to file a written report thereof. The Court sets Omnibus date for February 7, 2008. The cause is set for trial for March 31, 2008, commencing at 1:30 p.m. Defendant is remanded to the custody of the sheriff pending return in open Court for further proceedings. Judgment on the findings

Dated this 14th day of December, 2007.

RANDALL L. JOHNSON, Judge Grant Superior Court No. 2

FILED

DEC 27 2007

To The Clerk of Courts

J Mark Slavens

Please forward A MARKED Filed Copies of these Motion to Prosecuting Attorney ; Rodney Faulk And MARKED Filed copies to Me; M.t. F.

Motion FOR Discovery and Motion FOR Speedy Trial

Thank yo Willie J. Hemphill 27002-0712-FD-193 Squed; Willie J. Hangehill Dated; December 21, 2007 State of Indiana County of GRANT

In The Grant County Superior Court-I

State of Indiana VS Willie J. Hemphill Cause#: 27002-0712-F0-193 27002-0712-FD-193

Defendant's Motion For Discovery.

Comes now Defendant Pro Se and moves the Court to order the State of Indianato provide discovery by producing copies of the following:

1. A complete list of all witnesses that the State of Indiana intends to call in this case together with addresses for each, and copies of any statements they have given.

2. A complete list together with addresses of individuals that the State has contacted concerning this case which the State does not intend to call as witnesses.

3. True copies of any scientific, technical or laboratory reports relating to this case which are in the Custody or Control of the State of Indiana

4. A complete list together with description of Any exhibits in possession of the State of Indiana whether or not the State intends to admit said exhibits at trial.

5. True copies of any statements made by the defendant including: any memorandums or notes summarizing verbal statements not reduced to writing or transcribed.

6. A complete listing of the entire Criminal records, including juvenile records, of All Individuals listed as State's Witnesses.

7. A complete copy of the Criminal record of the Defendant.

8. Any exculpatory evidence in passession of the State of Indiana.

The Complete copies of any plea agreements, Memorandums of understanding, grants of immunity, deferred prosecution agreements, or other Agreements for leniency or the forbearance of charges or Action by the State of Indiana in existence with any witness.

D. An opportunity to personally inspect and examine any and All physical exhibits in possession of the State of Indiana

Regaunding this case,

11. These requests are continuing in nature , and the State of Indiana is Requested supplement its Responses

12, PRIOR WRITTEN Notice in Advance of trial if the State of Indiana intends to seek Admission of any evidence PURSUART to Indiana Rule of Evidence 404 (b).

Wherefore: The defendant moves the Court to enter an order for discovery

95 Requested.

Defendant: Pro Se Willie J. Hemphill Willie J. Hemphill 214 E. Yth Street MARION, IN 46952

Certificate of Service foregoing was furnished to opposing counsel, Prosecutor, Rodney Faulk, At Courthouse Room # 107, MARION, IN 46952, for the Cause Above; this 21st day of December; 2007. Willie J. Hemphilly 214 E. 4th St., MARION, IN 46952 State of Indiana In The GRANT County
County of GRANT Superior Court - II

State of Indiana Cause #:
27002-07/2-FD-193

Willie J. Hemphill

Motion for Speedy TRial

Comes Now the Defendant; PRO Se, And moves this court to grant him A speedy trial in this cause in Accordance with; I.C. 35-33-10-4.

Certificate of Service

I Affirm under the pain and Penalties of Perjury that A Complete And Correct Copy has been Sent to the Prosecuting Attorney; At the Courthouse Room # 107, Marion, IN 46952; for the Above Cause; This 21st day of December; 2007.

PRO Se, Willie J, Hemphill 214 E. 4th Street MARION, IN 46952

PRO Se; Willie J. Hemphill

STATE OF INDIANA)	IN THE GRANT SUPERIOR #2 COURT SS:				
COUNTY OF GRANT)	2008 TERM				
STATE OF INDIANA		1007 80 Hat				
vs.		J. YHOL Blesser. CLERK GSG 2				
WILLIE J. HEMPHILL		CAUSE NO. 27D02-0712-FD-193				

MOTION FOR SPEEDY TRIAL

Comes now Defendant, by counsel, and hereby requests that this matter be set for a speedy trial, pursuant to Indiana Rules of Criminal Procedure 4(B)(1) and certifies that a copy of this motion has been furnished to the Grant County Prosecuting Attorney's Office, Attorney for the State.

JAMES T. BEAMAN Attorney for Defendant 141 South Adams Street Marion, Indiana 46952 Telephone (765) 662-7569 Attorney #3572-27

CERTIFICATE OF SERVICE

I certify that on the _____ day of January, 2008, a true and complete copy of the foregoing has been served upon opposing counsel, by first class mail, postage prepaid, or by leaving a copy in counsel's mailbox in the Grant County Clerk's Office.

JAMES T. BEAMAN

STATE OF INDIANA)	SS:	IN THE GRANT SUPERIOR #2 COURT		
COUNTY OF GRANT)		2008	TERM	
STATE OF INDIANA		FILED		,	
vs.		JAN 09 2008			
WILLIE J. HEMPHILL	9	Mal Blown	CAUSE	NO. 27D02-0712-FD-193	

MOTION FOR DISCOVERY

Comes now the Defendant in the above entitled cause, by James T. Beaman, Attorney at Law, and respectfully moves the Court to Order the State of Indiana to disclose to the Defendant the following material and information within its possession and control:

- 1. The names and last known addresses of all persons whom the State of Indiana intends to use in the prosecution of this cause of action, and the names and last known addresses of persons known to the State of Indiana to have knowledge pertinent to this cause of action, but who will not be used as witnesses by the State of Indiana.
- 2. A copy of all written or recorded statements, memoranda and summaries of oral statements of persons whom the Prosecuting Attorney intends to call as witnesses in the prosecution of this cause of action, or by any person who has knowledge pertinent to this cause of action, but who will not be used as a witness by the State of Indiana.
- 3. A list of criminal and juvenile records, if any, of all of the witnesses, including the defendant's, whom the State plans to call to testify at trial, and a copy of all the criminal records pertaining to people interviewed by the State concerning this case.
- 4. Any and all written or recorded statements and the substance of any oral statements made by the Defendant herein to agents of the State of Indiana or to private individuals assisting the aforesaid authorities, including any warnings of rights read to or alleged waivers obtained from the Defendant.
- 5. State whether the Defendant, or any other person who participated in the alleged crime, was acting directly or indirectly to the instigation, or on behalf of the State of Indiana, or one of its agents; and, if so, state the names and addresses of said individuals.
- 6. State whether or not the use of an informant is in any way involved in the State's case, and, if so, name the informant and specify his or her address.
- 7. State the names and addresses of each and every person who was present and/or took part in, or witnessed the criminal act which the Defendant is accused of committing.

- 8. State fully all the overt acts in furtherance of the crime not specified in the Information, on which the prosecution intends to rely at trial.
 - 9. State the time and place of the offense alleged in the Information.
- 10. A copy of the probable cause affidavit in this cause of action, and a copy of any written record or transcription of testimony at the probable cause hearing of the cause herein.
- 11. All written reports, notes, memoranda, maps, drawings, or diagrams written, drawn or otherwise prepared by the Prosecuting Attorney, or any other law enforcement agency or individual, in connection with or pertaining to the investigation of the crime charged against the Defendant herein.
- 12. True copies of all photographs which the State intends to or may offer into evidence at the trial of this cause of action, and all other photographs relevant to the subject matter of this cause of action, including any photographs of physical evidence in the State's possession.
- 13. All tangible or demonstrative objects, books, papers or documents which the Prosecuting Attorney will use in the hearing or trial, or which were obtained from or belonging to the accused, including that evidence which was seized at the time of the apprehension of the Defendant, with copies of search warrant(s); and if, such search was based on any alleged consent by Defendant, the circumstances in which such alleged consent was obtained.
- 14. Any and all reports, laboratory or otherwise, of statements of experts made in connection with this particular case, including results of physical or mental examination, and of scientific tests, experiments or comparisons by any agents of the State of Indiana, or private individuals.
 - 15. The defense requests the following information:
 - a. Will the State rely upon or utilize expert testimony in this case?
 - (1) If so, state the name of the witness, qualifications and subject of his or her testimony, and supply to the Defendant any reports or documents that he or she will rely upon in his or her testimony.
 - b. Will the State rely on prior acts or convictions of the Defendant of a similar nature as proof of motive, preparation, identity, absence of mistake or accident, knowledge, intent or common scheme or plan? If yes, please specify.
 - c. Whether or not the State intends to use the prior felony convictions and prior criminal record of the Defendant as an impeachment device if he or she testifies at trial.
 - (1) If so, specify which convictions.
- 16. Any and all evidence in possession and control of the State of Indiana, or its agents, which may be favorable to the Defendant and material to the issue of guilt or punishment or could reasonably weaken or affect any evidence proposed to be introduced against the Defendant, or is relevant to the subject matter of this cause of action, or in any manner may aid

this Defendant in the ascertainment of the truth. <u>Brady v. Maryland</u> (1963), 373 U.S. 83, 10 L.Ed.2d, 215, 83 S. Ct. 1194.

- 17. A statement in writing as to whether there has been any electronic surveillance of any conversation to which the Defendant was a party.
 - 18. A statement in writing by the Prosecuting Attorney whether the Defendant has:
 - a. appeared in a line-up or show-up;
 - b. been made to speak for identification by witnesses to the said offense;
 - c. been fingerprinted;
 - d. been photographed;
 - e. had specimens of materials taken from under his/her fingernails;
 - f. had samples of blood, hair, breath or other materials of his/her body taken which involve an intrusion thereof;
 - g. provided specimen of handwriting;
 - h. submitted to physical or medical inspection of his/her body; or
 - i. had his/her photograph shown to any witness to the alleged crime, and if so, a copy of such photograph and any other shown to any such witness(s).
- 19. A statement in writing by the Prosecuting Attorney whether hypnosis has been used or attempted to be used on any witnesses in the investigation of the offense charged against the Defendant.
- 20. Grand Jury testimony as a witness, once he has testified. <u>Blackburn v. State</u> (1973), Ind., 291 N.E.2d 686.
- 21. Supply a copy of any information collected by, or in possession of, the Prosecutor or his office pertaining to or informing him regarding any prospective jurors that might be called to serve in this cause.
- 22. Provide Defendant's counsel with the complete criminal record of all State's witnesses, and provide Defendant's counsel with a statement of any juvenile charges pending against any State witness from any time on and after the inception of the investigation of this cause.
- 23. Provide Defendant's counsel with copies of all written or recorded statements of memoranda thereof any witnesses interviewed by agents or the State of Indiana during the course of the investigation of this cause.
- 24. State whether any witnesses have received a promise, immunity or inducement for his or her testimony in this cause. If so, set forth the name of the witness, the promise, the immunity, or the inducement, and the names of all persons involved in the offering thereof.

25. Provide in detail Defendant's counsel with any evidence which the State of Indiana will attempt to place in evidence concerning uncharged misconduct of any of the witnesses, including the Defendant pursuant to Rule 404 (b).

WHEREFORE, the Defendant respectfully prays the Court for an order requiring the State of Indiana to disclose and produce the above information to the Defendant in writing and by filing a copy of said response with the Court, and that such disclosure and production is to be made without regard as to whether the evidence to be disclosed and produced is deemed admissible at the trial herein; and, if the State of Indiana, after complying with the information or facts which are subject to or covered by such order, the State of Indiana shall promptly notify the Court, and the Defendant, of the existence thereof.

Respectfully submitted,

JAMES T. BEAMAN Attorney for Defendant 141 South Adams Street Marion, Indiana 46952 Telephone (765) 662-7569

Attorney #3572-27

CERTIFICATE OF SERVICE

I certify that on the _____ day of January, 2008, a true and complete copy of the foregoing has been served upon opposing counsel, by first class mail, postage prepaid, or by leaving a copy in counsel's mailbox in the Grant County Clerk's Office.

BEAU J. WHITE

STATE OF INDIANA) IN THE GRANT SUPERIOR #2 COURT) SS:

COUNTY OF GRANT) 2 0 0 8 TERM

STATE OF INDIANA

FILED

VS.

JAN 22 2009

WILLIE J. HEMPHILL

GLERK GSC 2 CLERK GSC 2

MOTION TO WITHDRAW APPEARANCE

Comes now James T. Beaman, counsel of record for the Defendant herein, and moves to withdraw his appearance on behalf of the Defendant for the reason that other counsel will be representing said Defendant.

WHEREFORE, the undersigned prays that his appearance on behalf of the Defendant be withdrawn and for all other proper relief in the premises.

JOHNSON, BEAMAN, BRATCH, WHITE, GALLAWAY & BREWER, P.A.

JAMES T. BEAMAN Attorney No. 3572-27

Attorney for

The Lincoln Building 141 South Adams Street

Marion, IN 46952

Telephone: (765) 662-7569

ET.B.

Certificate of Service

The undersigned hereby certifies that a copy of the foregoing pleading has been furnished to the Grant County Prosecuting Attorney's Office this ______ day of January, 2008.

IN THE GRANT SUPERIOR COURT #2 APPEARANCE FORM (Criminal)

(Criminal)

Ca	se Number: 27D02-0712-FD-948 (Previously supplied by Clerk)	193 JAN 25 20
rep	Check if <i>Pro Se</i> . In the event the defendant decide present himself or herself, complete this form listing dress and other service information in number 2.	cuent den
1.	Name of Defendant(s): WILLIE HEMPHILL	
	(All defendants represented by a	ttorney listed below)
2.	Defense Attorney information (as applicable for ser	vice):
	Name:DAVID M. PAYNE Address: 112 SOUTH BOOTS STREET MARION IN 46952	Attorney Number:5648-27 Phone: (765) 664-4132 FAX:(765) 662-9685 Computer Address:
3.	Will Defendant accept service by FAX: Yes 1	No <u>X</u>
4.	Additional information required by state or local rule	e:

Note: If separate attorneys represent separate defendants, use an appearance form for each separately represented defendant or set of defendants.

DAVID M. PAYNE

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the Appearance was served upon Rodney Faulk, Grant County Prosecutor's Office, Grant County Courthouse, 101 East 4th Street, Marion, IN 46952, by depositing a copy of same in the U.S. Mail, first class postage pre-paid, on this the 23rd day of January, 2008.

David M. Payne

RYAN & PAYNE

Attorneys at Law 112 South Boots Street Marion, Indiana 46952-3825

Patrick N. Ryan
David M. Payne*
*Also Admitted in Texas

Telephone (765) 664-4132 Fax (765) 662-9685

January 23, 2008

FILED

JAN 25 2003

Clerk Grant Superior Court #2 Grant County Courthouse 101 East 4th Street Marion, IN 46952

RE:

State of Indiana vs. Willie Hemphill

Grant Superior Court #2

Cause No.: 27D07 0712 FD-948

To the Honorable Clerk of Said Court:

27000-0710-FD-193

Enclosed please find my Attorney's Appearance to be filed in the above captioned cause. If you have any questions, please contact me.

Very truly yours,

David M. Payne

cc:

Rodney Faulk Willie Hemphill

DMP/kp

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2008 TERM

MAR 17 2008

J.

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0712-FD-193

Willie Hemphill

ORDER ON PLEA AGREEMENT AND SENTENCING

Comes now State of Indiana by Rodney Faulk. Comes now the defendant Willie Hemphill, together with his counsel, David Payne. State and defendant file written Plea Agreement. Defendant moves the Court to enter a plea of guilty pursuant to Plea Agreement filed. Motion granted. Defendant now enters a plea of guilty to the crime of Amended Count 2: Battery, a Class B Misdemeanor, and Amended Count 3: Battery, a Class B Misdemeanor. The Court finds the defendant's plea of guilty to be freely and voluntarily made and to have a factual basis therefor. Parties agree to waive the Presentence Investigation Report and proceed to sentencing. Cause submitted for sentencing. The Court having heretofore conditionally accepted the defendant's Plea of Guilty, pursuant to the written Plea Agreement, now accepts same. The Court now sentences the defendant, pursuant to the written Plea Agreement as follows:

- A. That he be committed to the Indiana Department of Corrections for a term of imprisonment of 180 days on Amended Count 2, and 180 days on Amended Count 3: Battery, a Class B Misdemeanor, to be served concurrent with each other. Defendant may apply for Work Release Program.
- B. That the defendant be granted 9 (actual) days, Credit Time, defendant was in jail pending sentencing upon such sentence.
- C. That the defendant pay court cost in the sum of \$173.00 payable within 90 days after release from incarceration.
 - D. That the defendant have no contact with the victim in this cause.
 - E. Pursuant to Plea Agreement, Counts 1 and 4 are dismissed.

ALL OF WHICH IS ORDERED, ADJUDGED, AND DECREED THIS 17th DAY OF March, 2008.

RANDALL L. JOHNSON, Judge Grant Superior Court No. 2 36

FILED

STATE OF INDIANA

MAR 17 2008 IN THE GRANT SUPERIOR COURT 2

COUNTY OF GRANT, SS:

2008 TERM

STATE OF INDIANA

- VS -

CAUSE NUMBER: 27D02-0712-FD-193

27D02-0406-FB-69 PV

WILLIE HEMPHILL

PLEA AGREEMENT

Comes now the STATE OF INDIANA and the Attorney of Record for the Defendant, WILLIE HEMPHILL, and respectfully advise the Court that a Plea Agreement has been entered into with the Defendant for the above-entitled cause, which said Agreement is as follows, to wit:

- The Defendant will enter a plea of guilty to the crimes of AMENDED COUNTS 2 & 3: BATTERY, a Class B Misdemeanors, each of which carries a minimum sentence of zero (0) years incarceration and a maximum sentence of one-hundred eighty (180) days incarceration and a maximum fine of ten-thousand (\$1,000) dollars.
- 2. The State of Indiana and the Defendant agree that the sentence for said crimes shall be:

AMENDED COUNT ☆

JAIL: 180 days executed.

FINE: \$0. & court costs of \$173.

PROB: 'None

OTHER: No contact with victim as ordered by the Court; No restitution.

AMENDED COUNT 2

JAIL: 180 days executed, concurrent to Amended Count 1.

FINE: \$0. & court costs consolidated.

PROB: None.

Cause # 27D02-0406-FB-69:

JAIL: 180 days executed consecutive to above.

PROB: Reinstate. Time served will be applied to This

Victim notification is pending by Jill Speicher, Victims Assistance Coordinator.

WHEREFORE, the STATE OF INDIANA and the Defendant, by his Attorney of Record, DAVID PAYNE, respectfully pray that the Court accept the above Agreement and for all other just and proper relief in the premises.

WILLIE HEMPHILL DEFENDANT

3-6-08

DATE

Respectfully Submitted,

RODNEY L. FAULK
DEPUTY PROSECUTING ORNEY

02-17-08

DATE

DAVID PAYNE

ATTORNEY FOR DEFENDANT

<u> 3 -</u>

DATE

DEFENDANT'S ACCEPTANCE OF PLEA AGREEMENT

Defendant in the above-entitled cause, WILLIE HEMPHILL affirms under the pains and penalties for perjury that the following statements are true, to-wit:

- 1. Defendant has read and received a copy of the attached Plea Agreement and fully and completely understands and accepts it.
- 2. That Defendant fully understands the nature of each charge to which he/she will plead guilty.
- 3. That Defendant fully understands that by his/her plea of guilty to the crime contained in numerical paragraph one (1) of the Plea Agreement, he/she is admitting the truth of all facts alleged to prove each crime.
- 4. That Defendant fully understands that by a plea of guilty Defendant waives the following right to:
 - a) A public and speedy trial by jury;
 - b) Confront and cross-examine witnesses against him/her;
 - c) Have compulsory process for obtaining witnesses in his/her favor;
 - d) Require the State to prove his/her guilt beyond a reasonable doubt at a trial at which he/she may not be compelled to testify.
- 5. That Defendant fully understands the Defendant's right to a jury trial includes the right to have a jury determine, by proof beyond a reasonable doubt, the existence of any fact or aggravating circumstance that would allow the Court to impose a sentence in excess of the statutory presumptive sentence. The Defendant also has the right to have the State of Indiana provide written notification to the Defendant of any such fact or aggravating circumstance. The Defendant fully understands that by a plea of guilty, the Defendant waives these rights and fully understands the Court will make the determination as to the existence of any fact or aggravating circumstance that would allow the Court to impose a sentence in excess of the statutory presumptive sentence, without the use or intervention of a jury and sentencing will proceed without any written notification to the Defendant by the State of Indiana of any such or aggravating circumstance.
- 6. That Defendant has been advised of the maximum possible sentence and minimum sentence for each crime charged.
- 7. That Defendant has been advised of the possible increased sentence by reason of the fact of a prior conviction or convictions and possibility of the imposition of consecutive sentences.
- 8. That Defendant has been advised of the possible ramifications to his/her driver's license that may occur due to his/her plea of guilty to a traffic offense.

Specifically, the Defendant has been advised of the qualifications of being considered a habitual traffic violator by the Bureau of Motor Vehicles, and by statute.

- 9. That Defendant fully understands that the Court is not a party to this Plea Agreement between the STATE OF INDIANA and Defendant and that the Court may accept or reject it. If the Court accepts the Plea Agreement the Court shall be bound by the terms of the Plea Agreement. If the Court rejects the Plea Agreement, the Court will set the case for trial.
- 10. Defendant's guilty plea is completely voluntary, and that no threats, promises, force or coercion were used against him/her.
- 11. Defendant is fully satisfied with the services rendered by his/her Attorney of Record, DAVID PAYNE, and that said Attorney has competently and effectively represented him/her.
- 12. Defendant acknowledges that his execution of this agreement evidences the fact that he is knowingly, intelligently, and voluntarily waiving his right to challenge the sentence imposed by the Court, pursuant to this agreement, on the basis that such sentence is erroneous. The Defendant further agrees that by his execution of this agreement he is waiving his rights to challenge the Court's finding and balancing of mitigating and aggravating factors as well as his right to have the Court of Appeals review the sentence imposed herein under Indiana Appellate Rule 7(B).
- 13. Defendant's signature to this acceptance certifies that all of the statements contained in said Acceptance of Plea Agreement are true, and that any questions concerning said Acceptance of Plea Agreement have been answered by his/her Attorney of Record to his/her complete satisfaction.

WILLIE HEMPHILL

DATE

Photo obtained by APM Reports from the Grant County Sheriff's Department in Marion, IN. Dated: 8/21/2008.



06/07/19

Marion City Court Chronological Case Summary

11:42 AM

Case #

0808CM0898

Date Filed

08/21/08

Name

HEMPHILL, WILLIE J

MARION, IN 46953

310 W. 20TH ST. Address

Status

TRANSFERRED

Telephone

Date Disposed 10/21/08

IC Numbers

Description

35-48-4-11

POSSESSION OF MARIJUANA

Attorney Name C. PERSINGER APPT.

Prosecutor Name

Attorney Addr

Prosecutor Tel Prosecutor #

Attorney Tel

Attorney #

Court costs

164.00 Fine

Other costs

Bond

Sureties

RJO Summary of Filings and Proceedings

10/09/08 x CAUSE TRANSFERRED TO GRANT COUNTY CLERK FOR JURY TRIAL

06/07/19

Marion City Court Chronological Case Summary

11:42 AM

Case #

0808CM0899

Date Filed

08/21/08

Name

HEMPHILL, WILLIE J

Address

310 W. 20TH ST.

MARION, IN 46953

<u>Telephone</u>

Status

TRANSFERRED

Date Disposed 10/21/08

IC Numbers

Description

35-44-3-3

RESISTING LAW ENFORCEMENT

Attorney Name C. PERSINGER

Prosecutor Name Prosecutor Tel

Attorney Addr

Prosecutor #

Attorney Tel Attorney #

Court costs 164.00 Fine

Other costs

Bond

Sureties

RJO Summary of Filings and Proceedings

10/09/08 x CAUSE TRANSFERRED TO GRANT COUNTY CLERK FOR JURY TRIAL

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

State Of Indiana V W Hemphill

Case Number	27D01-0810-CM-000183	
Court	Grant Superior Court 1	
Туре	CM - Criminal Misdemeanor	
Filed	10/23/2008	
Status	11/03/2008 , Decided	
Reference	Original County Cause Number D108CM183	

Parties to the Case

Defendant Hemphill, Willie J

<u>Attorney</u>

David Marlin Payne #564827, Court Appointed

112 South Boots Street Marion, IN 46952-0000 765-664-4132(W)

State

State of Indiana

Plaintiff

Attorney Billy P. Heck #1575734

101 E 4th ST

RM 107

Marion, IN 46952 765-664-0739(W)

Charges

01 10/23/2008 POSSESSION OF MARIJUANA LESS THAN 30- Grams

Statute

35-48-4-11

Degree

 MA

02 10/23/2008 RESISTING LAW ENFORCEMENT- Flees From Officer After Ordered To Stop

Statute

35-44-3-3(a)(3)

Degree

MA

Chronological Case Summary

10/28/2008 Converted Event

Craig Persinger files Motion to Withdraw. Motion granted. See RJO. bh (RJO? Y) | JTS Minute Entry Date: 2008-10-28

10/28/2008 Converted Event

Cause is now set for pre-trial conference on 11-13-2008 at 8:30 a.m. and for speedy jury trial on 12-15-2008 at 1:00 p.m. Counsel for Defendant having advised a withdrawal will be filed, cause is set for hearing re counsel on 10-30-2008 at 9:00 a.m. bh (RJO? N) | JTS Minute Entry Date: 2008-10-27

10/30/2008 Converted Event

Calendar: DETERMINATION OF COUNSEL HEARING

10/31/2008 Converted Event

Bill Heck appears for State. Defendant appears in custody. Defendant advises he has a pending cause in Superior Court 2. The Court now finds Defendant indigent and appoints David Payne as public defender in this cause. Cause ordered transferred to Superior Court 2. Speedy jury trial in this cause is removed from the calendar and Superior Court 2 shall set cause for speedy jury trial on its calendar. bh (RJO? N) | JTS Minute Entry Date: 2008-10-30

11/03/2008 Converted Event

Cause Transferred to 27D02-0811-CM-179. br (DISPOSED: TO) (RJO? N) | JTS Minute Entry Date: 2008-11-03

11/03/2008 **Judgment**

Conversion

- 01. POSSESSION OF MARIJUANA LESS THAN 30- Grams
 - Conversion Unknown

11/03/2008 Judgment

Conversion

- 02. RESISTING LAW ENFORCEMENT- Flees From Officer After Ordered To Stop
 - Conversion Unknown

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

Case Number	27D02-0811-CM-000179
Court	Grant Superior Court 2
Туре	CM - Criminal Misdemeanor
Filed	11/03/2008
Status	12/15/2008 , Decided
Reference	Original County Cause Number D208CM179

Parties to the Case

Defendant Hemphill, Willie J

<u>Attorney</u>

David Marlin Payne

#564827, Court Appointed

112 South Boots Street Marion, IN 46952-0000 765-664-4132(W)

State

State of Indiana

Plaintiff

Attorney

William Thomas Myers

#2545627

1320 W Johnson Street

Marion, IN 46952

765-662-9820(W)

Charges

01 11/03/2008 POSSESSION OF MARIJUANA LESS THAN 30- Grams

Statute

35-48-4-11

Degree

MA

02 11/03/2008 RESISTING LAW ENFORCEMENT- Flees From Officer After Ordered To Stop

Statute

35-44-3-3(a)(3)

Degree

MA

03 08/20/2008 POSSESSION OF MARIJUANA, HASHISH, HASH OIL- >= 30G Marijuana; >= 2G Hashish/Hash Oil Or Prior Convict

Statute

35-48-4-11(1)

Degree

FD

Chronological Case Summary

11/03/2008 Converted Event

Cause transferred from 27D01-0810-CM-183. br (RJO? N) | JTS Minute Entry Date: 2008-11-03

11/03/2008 Converted Event

Transfer date/AKA Date Filed Date: 2008-11-03

11/05/2008 Converted Event

Comes now the Court and accepts jurisdiction. David Payne is appointed as counsel for defendant. Cause is set for hearing November 10, 2008, at 9:00 a.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2008-11-03

11/10/2008 Converted Event

Calendar: MISC. MOTIONS

11/24/2008 Converted Event

Defendant appears in custody and by counsel, David Payne. State appears by Rodney Faulk. Defendant moves for release on Own Recognizance, and the Court denies same. Speedy Trial set for December 15, 2008, at 1:30 p.m. (RJO? N) | ITS Minute Entry Date: 2008-11-10

12/04/2008 Converted Event

Notice of Taking Depositions filed. (RJO? N) | JTS Minute Entry Date: 2008-12-04

12/15/2008 Converted Event

State of Indiana files Information for Count 3: Possession of Marijuana, a Class D Felony. (RJO? N) | JTS Minute Entry Date: 2008-12-11

12/15/2008 Converted Event

Calendar: BENCH TRIAL

12/15/2008 Converted Event

Offense #1, Count ID 1: (Prison Sent. [7] [M])(Jail Credit [111])

12/15/2008 Converted Event

Comes now the State of Indiana by Rodney Faulk. Further comes the defendant in custody, together with his attorney, David Payne. State and defendant enter into oral Plea Agreement. Defendant moves the Court to enter a plea pursuant to the Plea Agreement. Motion granted. Defendant now enters a plea of guilty pursuant to the Plea Agreement. Parties agree to waive the PSI and proceed to sentencing. Cause submitted for sentencing hearing. Evidence heard. The Court now sentences the defendant to the Indiana Department of Corrections, all as per Order filed. Costs assessed against defendant. (DISPOSED: GP) (RJO? Y) | JTS Minute Entry Date: 2008-12-15

12/15/2008 Judgment

Conversion

- 01. POSSESSION OF MARIJUANA LESS THAN 30- Grams
 - Dismissed

12/15/2008 Judgment

Conversion

- 02. RESISTING LAW ENFORCEMENT- Flees From Officer After Ordered To Stop
 - · Finding of Guilty

12/15/2008 Judgment

Conversion

- 03. POSSESSION OF MARIJUANA, HASHISH, HASH OIL- >= 30G Marijuana; >= 2G Hashish/Hash Oil Or Prior Convict
 - Dismissed

12/19/2008 Converted Event

Sent Criminal Information, Proable Cause, and Certified Copy of CCS and Order on Plea Agreement and Sentencing to Grant County Sheriff's Dept. lw (RJO? N) | JTS Minute Entry Date: 2008-12-19

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Hemphill, Willie J

Defendant

Balance Due (as of 08/16/2018)

164.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	164.00	0.00	0.00

Transaction Summary

Date	Description	Amount
11/03/2008	Transaction Assessment	164.00

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

STATE OF INDIANA)) SS:	IN THE MARION CITY COURT	
COUNTY OF GRANT)	2008TERM	
STATE OF INDIANA		CAUSE NUMBER: 27H02-0808-CM-INFORMATION FOR:	
VS.	RESIS	I.C. 35-44-3-3(a)(3) CLASS A MISDEMEANOR	
WILLIE J. HEMPHILL DOB: 9/10/71			
Before me, Notary Public, came the undersigned Affiant, being duly sworn according to law upon his oath deposes and says that on or about August 20, 2008, in Grant County, State of Indiana, WILLIE J. HEMPHILL did knowingly flee from John Kauffman, a law enforcement officer(s), after said officer(s) identified himself by visible or audible means and visibly or audibly ordered said defendant to stop, all of which is contrary to the form of the statutes in such cases made and provided and against the peace and dignity of the State of Indiana. Investigator, Grant County Prosecutor's office			
Subscribed and sworn to bef	ore me this \sqrt{y}	day of (Mugust, 2008.)	
My commission expires: February 11, 2008	Notar	erly A. Hullinger y Public ident of Grant County	
	Deput	OVED BY ME: Prosecuting Attorney Idicial Circuit	

Witnesses: John Kauffman-JEAN Team, Justin Faw, Steve Pyle, Jeff Wells-MPD

STATE OF INDIANA)) SS:	IN THE MARIO	N CITY COURT
COUNTY OF GRANT)	2008TER	M
STATE OF INDIANA		CAUSE NUMBE	CR: 27H02-0808-CM-
STATE OF INDIANA		INFORMAT	TON FOR
VS.			OF MARIJUANA
V.S.		I.C. 35-48-4-	
		CLASS A MISD	
WILLIE J. HEMPHILL		CLASS A MISD	EMEANOR
DOB: 9/10/71			
law upon his oath deposes an Indiana, WILLIE J. HEMPH amount less than thirty (30) g cases made and provided and	nd says that on or about the says that on or about the says that on or about the says that on or about the says that on or about the says that on or about the says that the peace about the says that the says the says that the says that the says that the says that the	oout August 20, 200 and/or intentionally is contrary to the for and dignity of the S	y possession marijuana, in an orm of the statutes in such
Subscribed and sworn to before	ore me this	_ day of Muse	<u>1</u> , 2008.)
My commission expires: February 11, 2016	No	mberly A. Hullinger otary Public Resident of Grant C	
	De	PPROVED BY ME: Puty Prosecuting A Judicial Circuit	2 Fails

Witnesses: John Kauffman-JEAN Team, Justin Faw, Steve Pyle, Jeff Wells-MPD

STATE OF INDIANA) IN THE MARION CITY COURT) SS:
COUNTY OF GRANT	2008 TERM
STATE OF INDIANA	CAUSE NUMBER: 27HO2-0808-CM-
VS	AFFIDAVIT FOR PROBABLE CAUSE POSSESSION OF MARIJUANA CLASS A MISDEMEANOR
WILLIE J. HEMPHILL	RESISTING LAW ENFORCEMENT-FLEEIN CLASS A MISDEMEANOR
cause has committed the abo	firms that there is good cause to believe that the defendant in this re-captioned offense(s), and in support of this affidavit attached prepared in connection with the investigation of this matter. I perjury that the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representations are true to the best of more than the foregoing representation are true to the best of more than the foregoing representation are true to the best of more than the foregoing representation are true to the best of more than the foregoing representation are true to the best of more than the foregoing representation are true to the best of more than the foregoing representation are true to the best of more than the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representation are true to the foregoing representati
Probable Cause exist of Probable Cause. Bond se	for the issuance of a warrant for the crime(s) set forth in Affidav at (\$ cash, surety, property).
This date of	HONORABLE JAMES KOCHER, JUDGE, MARION CITY COURT

CAUSE NUMBER: 27H02-0808-CM- 0 8 8

STATE OF INDIANA APPEARANCE FORM (MISDEMEANOR)

Name of Defendant: WILLIE J. HEMPHILL

2. Case Type of proceeding: Criminal Misdemeanor

3. Prosecuting Attorney information:

Name:

James D. Luttrull Jr.

Attorney No. 10018-27

Grant County Prosecuting Attorney

48th Judicial Circuit

Address:

Grant County Courthouse

101 East 4th Street, RM.107

Phone: (765) 664-0739

FAX: (765) 668-6580

Marion, IN 46952-4056

Computer Address: Same as above

- 4. Will the State accept service by FAX: NO
- 5. Arrest report number (Originating Agency Case No); SCI 2708-0133

Respectfully submitted,

JAMES D. LUTTRULL JR. Grant County Prosecuting Attorney 48th Judicial Circuit

State of Indiana County of Grant

Marion City Court James F. Kocher Judge

Advisement of Right

The following details the constitutional and statutory rights to those of you are here to for your initial hearing, to plead guilty to criminal charges, or admit to traffic infractions. If you plead guilty or admit to any charge or if the plea or admission is accepted by the Court you will give up these rights.

In criminal cases you are presumed to be innocent until proven guilty.

In criminal cases you have the right to confront and cross-examine the witnesses against you. You have the right to require that the State prove you guilty beyond a reasonable doubt at a trial where you cannot be required to testify against yourself. You have the right to testify. However, if you testify at your trial, anything you say at that time can be used against you.

You have the right to have an attorney represent you. You have the right to a reasonable continuance to obtain an attorney to represent you. If you are charged with a crime and cannot afford an attorney, one will be appointed for you at no cost, upon your request. If you intend to retain an attorney, you must do so with ten (10) days if you are charged with a misdemeanor because there are deadlines for filing motions and raising defenses. If those deadlines are missed, the legal issues and defenses that could have been raised will be lost. You do have the right to proceed without an attorney.

If charged with a crime, you have the right to a public and speedy trial by jury. However, you must demand a trial by jury by filing a written demand no later then ten (10) days before your scheduled trial date. If you fail to demand a trial by jury in misdemeanor cases, you give up the right to a jury trial.

If you admit to or plead guilty to a traffic charge, a record of the Court proceedings including your plea and the judgment entered by the Court will be sent to the Bureau of Motor Vehicles of this State or the State where you were licensed to drive. This record will be come a part of your permanent driving record. If may be used against you in the future in criminal or Bureau of Motor Vehicle Administrative Proceedings.

If you have a trial and are found guilty, you have the right to appeal.

If you plead guilty to the offense, in determining the sentence you receive, the Court may consider any prior convictions you have had.

The Undersigned has read and understand his/her rights.

Defendant

Date

Witness, C. A. Edwards, Court Bailiff

The Morion City Court Clark;

Please Foward A Filed Copy of this Motion
for Fast and speedy Trial to Prosecuting Attorney;
WARREN Hans and also send me A Filed Copy of
the Motion for Fast and speedy Trial
Thank Your

Sized: Will's Hemphell

Dital: Aug. 25, 2008

Cause H's 27 HO20808CM0898 27 HO20868CM0899

3- Copies Included

P.S. I was arrested on both charges of one Time and do Not understand why I have 2- Cause Numbers and A stacked Bond. State of Incliana County of Guara

City of Mirin Printiff

Willie Hopfull

In The MARION City Coast
Cause #3:

27H020808CM0878

Motion For Fast And Specty Trial

Comes Now the Defendant, Willie Hemphill,
PRO Se, And Aboves this Homenthe Court fore
A FAST And Speedy Trial open All pendind Charges
before this Court, Pursuant to Indiana Criminal
Rule 4(B)(D.

The Defendant would further object to any treial date set beyond the seventy (20) days limitation, of Indiana Criminal Rule 4 (B) (1). Also, See. BARTLEY K. State, 800 N.E. 2d 193, 2003.

Wherefore, Defendant Request this Houseable Court to set this Matter for trial to commence Within Seventy (70) Days of filing this Motion

Date: 8-25-08

Respectfully Submitted
Willie Hemphill Rose

Certificate of Service

J. Willie Hamphill do hereby Affrey under penalty for Perjury that on the 25th day of August, 2008; I served A treat and consider copy of the forgoing Abrican for First and specify Trial upon the Prosecuting Allegary in the Moreover and Cause, by Having some in a property Addressed Envolpe, First Class Postage pre-panel, and Separting State in the U.S. Mail

Stated Turbane . 3513 CHAPIT Mason (Hardist) Mille (copies Calcident)

In The Marion City Court. Congest 5, 27402 030 CM0998 27 HO2 0508 CM 0 999

PRO Se, Petitioneris Entry of Approxynce

PURSUANT TO INDIANA CRIMINAL Rule 2,1 (C). The Oxfordarit hereby enters his Appearance as PRO Se Defendant in the Dison . crititled course This PRO Se Appropensee is for the Perpose of filing A Motion for Fist and Speaky 1810/. By FAX. Defendant can Not accept service

Respect to by Sainthed Willia Hough W Willie Hemphill PRO Se Delendant G, C. J. 214 E, 4th 5thert MARION, INSANTE 1220

Dile: 8-25.03

State of Incline Country of Count

City of Abrain Plaintiff

Willie Hoph!

In The MARION City Court
Cause #5:
2740208080M2818
274020808080M2818

Motion For Fast and Sperly Trial

Comes Now the Defendant, Willie Hemphilli PRO Se, And Moves this Honsenthe Council for A FAST And Speedy Trial open All pendind Charges before this Court, Persuant to Indiana Criminal Rule 4(8) (D.

The Defendant would further object to any treial date set beyond the seventy (20) days limitation, of Indiana Criminal Rule 4 (B) (1). Also, See GARTLEY K. State, 800 N.E. 2d 193, 2003.

Wherefore, Defendant Request this Honorable Court to set this Matter for trial to commence Within Seventy (70) Days of filing this Motion

Date: 8-25-08

Willie Hemphill Rox

Certificate of Service

Ji Willie Hamphill do hereby Attiem under pently for Perjury that on the 25th top of Angust , 2008; I several of their and control control control of the forgoing Abries for First and specify Trial upon the Prosecuting Abries in the Hinemark and cause, by Placing same in a property Addressed Envolpe, first Class Postage pro-pand, and deposted same in the U.S. 1901

Morty of report CHAPT Morror (Hardist) Willia Compile Continued)

In The Winking City Count. Courest 27402 030 CM0998 27 402 0803 CM0 999

Ro Se, Petitioners Entry of Approxeque

PURSUANT to Indiana Criminal Rule 21 (0). The Differdent hereby enters his Appearance as PRO Se Cuferdant in the Minis . contitled course This PRO Se PAPPEGENAGE IS for the Pour passe of Filing A Motion for Fist and Spraky 1810/.

PRO Se, Detendent CAN NOT accept service

Respondentes Supertheet Willie Hempeliel Willie Hemphill PRO Se Delindant 67,6,3, 214 E, 4th 5theret MARION, INTONOTE 12 20

State of Indians County of Guart

City of Ministra

Wills Hall

In The MANGE City Court

CAUSE #5:
27 HOLOSOSCMOSTS
27 HOLOSOSCMOSTS

Motion For Fast and Spray Trial

Comes Now the Detectant, Willie Hemphill, PRO SE, And Moves this Homerate Court for A FAST And Speedy Trial often All pendind Changes before this Court, Pursuant to Indiana Criminal Rule 4(B)(1).

The Defendant would further object to any treat date set beyond the seventy (70) days limitation of Indiana Criminal Rule 4 (B) (1). Also, See Baxtley K. State, 800 N.E. 2d 193, 2003.

Wherefore, Differdant Request this Honorable Court to set this matter for trial to commence. Within Seventy (70) Days of filing this Motion.

Date: 8-25-08

Respectfully Submitted Willie Hemphill Pro Se

Certificate of Service

Angust , 2009; I served of home by Affrey under August , 2009; I served of home and concert copy of the forgoing Motion for First and specky Trial upon the forsecuting Alieney in the Micromismed cause, by Placing some in a property Medicinal Europpe, First Class Portage per-paid and Appointing Some to the U.S. Mail Stated Indiana 35(3) Crandy of Grand City Harris (Fartist) Marin Charles (Marin) 27 HOD DED CMD 998 ... 27 HOD DED CMD 999

PRO Se, Petitioner's Entry of Haprangue

Pursuant to Indiana Criminal Rule Oil Co).
The Ostendard Merchy enters his appearance as
Pro Se Defendant of the Aliena - entitled Course
This Pro Se Appearance is for the
Purpose of Piling A Median for tist and Speaky
Trial.

Pro Se, Defendant can not accept service

by FAX.

Report tally Survilled

Willie Heaphill Per Se

Delendard

G. C. S.

214 Er 4th Steel

Marion, Ilbinools 122

Dele: 8-25-03





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For Judge Kocher



8-31-08

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A High Char and Han Done Arms And the in

Schoolin Hemphill about the Done Arms And the in

I had feel growt to the file you had our next.

State of Indiana Courty of GRANT In MARION City Court Cause#s

City of MARION (Plaintiff)

274020808CM0398 274020808CM0399

Willie Hemphill & Defendant)

Notice of Appearance

Comes Now the Defendant, Willie Hemphill without Counsel and Respectfully Notifies this Court to enter his Proson Appearance which

1-13-08

To: HonoRable Judge; James F. Kocher

I, Willie Hemphill. Was falsely Accested under very Abnormal Circumstances. I never had Drugs on me and my Wife Schrelle Herophill is witness that Kaufman Never Identified himself as bing LAW Enforcement. Therefore I have no choice but to Request A Fast and specify Trial which is my Constitutional Right. I put A Motion in writing to the Courts and Appoint Lansel Crafiq Persinger on Aug. 25th 2000.

Rec'h

print 10-23-08 e 21m

To: HoroRable Judge; James F. Kocher

I, Willie Hemphill. Was falsely Arrested under very Abnormal Circumstances. I never had Drugs on me And my Wife Schreibe Heropolill is witness that Kaufman Never Identified himself as bying LAN Enforcement. Therefore I have no choice but to Request A Fast and specify Trial Which is my Constituting | Right. I put a Motor in writing to the Courts and Appointed and Calif Persinger on Aug. 25" 2005.

: State of Indiana

County of CRAIT

City of Nierion (Plastiff) 27/120808CM0899

Wills Hemphill (Defendant)

Notice of Appearance

Comes Now the Defendant, Willie Hemphill without Coursel and Respectfully Notifies this

In The ARION City Court

Cruse #5

274020808CM0393

Mallic Hempmill

KOKOMO IN 469

03 SEP 2008 PM 1 L

CONTROL TO BELLEVA SERVE - Lower Design Diese Misself

301 S. BRANSON Shoot Magan City Court

MARION, IN 46952

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	eaning.
COMMITMENT	1
STATE OF INDIANA. GRANT COUNTY. Ss:	No.08080m0890y
To the Jailor of Said County:	
Whereas,	has been arrested and
. 1	
brought before the Judge of the City of Marion to answer	er a charge of
M. RLE	, the trial of which has been necessarily
	-
postponed, and bail in the sum of	dollars has not
been given, you are hereby commanded to confine said	in the prophili
in the county jail until discharged by due course of law	
TO CONTRACT OF THE STATE OF THE	.7
Witness, my hand and s	and of soid source it.

To, MARION City Court; Judge Knowner, And Attorney Cray Persinger I, Willie Henphill, received a Court Summary
Stating that I have a Speedy Trial date set
for; Oct. 23, 2008; However It does Not
stipulate A Speedy Trial by Jury. or Both Cause Filed Written demand for my speedy Trial on in Both.

Filed Written demand for my speedy Trial on in Both.

For Both Cause this y Also I've been Requesting for my Appointed Attorney Craig
Persinger to file for a Dismissari-34-7-7-9; Sec
9(d), (E), and (f). My Wifes Exewitness Testi Money and
and the Video Security Tape from the Tesangle Ligurar
Store Parking Lot 8-20-08; Will prove by A Propondenance
of the evidence that the Report filed by Kauffman is
A Lie (False); Also the Ground of Improper Police Procedure
3 20:597 [18 USC 8 3501; Fr Crp 5/A); 12]
which I have not had (1) response.
There were a three Seconds are not at the Teinner Store There were the Seperate arrest At the Triangle Store on 8-20-08; And this footage should be Available. Signed: Willie Hamphill Dated: Sept. 18, 2003 CAUSE # 5

27402-0808-CM0898 27402-0808 - CM 0899

To: THE PROSPECUTOR 9-,-08 To, MARION City Court; Judge Kocher, And Attorney Craig Persinger I, Willie Henphill, recieved a Court Summary Stating that I have a Speedy Trial date set for; Oct. 23, 2008; However; It does Not stipulate A Speedy Trial by Juny. Therefor, I, Willie Hemphill, Now make this my Filed Written demand for my speedy Trial on:
10-23-08- +8 be A Trial by Jury
For Both Cause is Persinger to file for A Dismissal - 34-7-7-9; Sca 9(d) (E), and (f). My Wife's Eyewitness Testi Mony And and the Video Security Tape from the Triangle Liquer Store Parking Lot 8-20-08: Will prove by A Proposiderance of the evidence that the Report filed by Kauffman is A Lie (False): Also the Ground of Improper Police Procedure 3 20: 597 [18 USC \$ 3501: Fr (Rp 5/A); 12] which I have Not had (1) response. There were - other Seperate arrest At the Triangle Store on 8-20-08; And this footage should be Available.

Signed: Willie Hamphill Dated: Sept. 18, 2003

CA43e # 5 27402-0908-CM0898 27402-0808-CM0899 To: The MARION City Court Clerk 10-2-08

Please Send men Stamped Filed Copies of All Letters, Petitions, And Motions Submitted by Me the Defendant Willie Hemphill to the Maxion City Court or Honorable Judge James Kocher and A Complete Chronological Case Summary for Cause Numbers; 27H02-0808-CM0898

And 27H02-0808-CM0899:

Enclosed Letter Drited: October 2, 2003; to the

MARION City Court Prosecutor: Warren Hours.
Grant County Prosecuting Attorney: James D. Luttrey Jr.
Honorable Judge: James F. Kocher

See: Freedom of Information Act

Signed: Willie Hemphill: Willie Hemphill

Dated: October 2, 2008

And A Response 10-2-08 TO: Honorable; Judge James Kocher tot Marion, City Court Prosecutore tot Attorney; Craig Persinger and Petition the Courts to Deder the Prosecutor and And Attorney Crain Parsinger to Praduce Witheld evidence : Surveillance Tope from Triangle Liquor Store Tocated at 1002 Si Washington Street Maxion, Indiana FOR Aug. 20, 2008; 7:13 PM. to 7:18 PM. And Detective KAUFFMAN'S Radio Communication to Dispatch for Aug. 20, 2018; 7:10 PM to 7:30 PM: I Without this Evidence. this Detendant connet have A Fair Trial and Dilinely

Not be Represented Adequately By my Appointed Attakney.

I Pray that this Honorable Court honor this Request in the Interest of Fairness and Justice.

Also: Once Aggin I am Demanding My Fost And Spendy
Trial on Octo 23, 2008; Re A Jury Trial on Both,
Cause Nambers: 27402-0808-CM 0898 and 27402-0808CM 0899
Respectfully Submitted
Willie Hemphill: Pro-Se
Signed: Willie Hemphill: Pro-Se
Detect Octo 2, 2008

And A Response 10-2-08

TO: Honorable; Judge James Kocher to 1 Marion, City Court Prosecutore to 1 Attorney; Crining Persinger

and Petition the Courts to Defendant Comes Now and Petition the Courts to Deder the Prosecutor and Attorney. Craig Ber Singer to Produce Witheld evidence : Surveillance Tape from Triangle Liquor Store located at 1002 Si Washington Street Marion, Indiana for Aug. 20, 2008; 7:13 PM. to 7:18 PM. And Detective Knuffmann's Radio Communication to Dispotant for Aug. 20, 2008; 7:10 PM to 7:30 PM. I Without this Evidence this Defendant Courst have A Fair Trial and Delindely Not be Represented Adequately By my Appointed Attorney.

I Pray that this Honorable Court honor this Request in the Interest of Fairness and Justice.

Also: Once Again I am Demanding My Fast And Spendy
Trial on Octo 23, 2008; Be A Jury Trial on Both
Cause Numbers; 27402-0808-CM 0898 and 27402-0808CM 0899
Respectfully Submitted
Willie Hemphill Willie Hemphill of Profe
Dited Octo 2, 2008

And A Response

TO: Honorable; Judge James Kocher * to 1 Marion, City Court Prosecutor to 1 Attorney; Crinig Persinger

and Petition the Courts to Deder the Prosecutor and And Attorney. Crain Per Singer to Produce Witheld evidence "[Surveillance Tape from Triangle Liquor Store located at 1002 Si Washington Street Marion, Indiana for Aug. 20, 2003; 7:13 PM. to 7:19 PM. And Detective Kauffman & Radio Communication to Dispotan for Aug. 20, 2008; 7:10 PM to 7:30 PM: I Without this Evidence this Defendant Convot have A Fair Trial and Delindely Not be Represented Adequately By my Appointed Attorney.

I Pray that this Honorable Court bonor this

I Peny that this Honorable Court honor this Request in the Interest of Fairness and Justice.

Also: Once Again I am Demanding My Fast And Spendy
Trial on Date 23, 2008; Be A Jury Trial on Both,
Cause Numbers; 27H02-0808-CM 0898 and 27H02-0808CM 0899
Respectfully Subported
Willie Hemphill Willie Hemphill: Praise
Dited Octo 2, 2008

COMMITMENT	7		
STATE OF INDIANA. GRANT COUNTY.	}ss:	No. 0808	3CM10898-99
To the Jailor of Said C	County:		
Whereas,	Jillie Her	phill	_has been arrested and
brought before the Jud	ge of the City of Marion to ar	swer a charge of Produc	wion of
		, the trial of whi	()
postponed, and bail in	4	300'	dollars has no
been given, you are he	ereby commanded to confine	said Willie L	emphill
in the county jail until	discharged by due course of	law.	V
	Witness, my hand ar	d seal of said court this	215

STATE OF INDIANA

IN THE MARION CITY COURT

COUNTY OF GRANT, SS:

2008 TERM

STATE OF INDIANA, Plaintiff

CAUSE NO. 27H02-0808-CM-898/899

VS.

WILLIE HEMPHILL
Defendant

MOTION FOR JURY TRIAL

Comes now the Defendant WILLIE HEMPHILL, by counsel, and now respectfully moves the court to set this matter for trial by jury.

Respectfully Submitted,

CRAIG PERSINGER

Craig Persinger

Attorney No. 19524-27

Attorney for Respondent

Chamber of Commerce Building

215 South Adams Street, Suite 202

Marion, Indiana 46952

(765) 662-0475

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and complete copy of the foregoing pleading has been furnished to Gas City Court, by mail and fax service, this 6th day of October, 2008

Grain Persinger

10-9-08 Reguest for Jung trial - above causes ordered frankfered to Grant Comey Clark for further proceedings. of

CHRONOLOGICAL SUMMARY OF FILINGS AND PROCEEDINGS

27H02 0808CM0898

. IN THE CITY COURT OF THE CITY OF MARION

STATE OF INDIANA

TATE FINE	DOL	CTS
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JRY FEES		
FRACTION JUDG.		
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OCUMENT FEE		
ECORDING FEE		
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CHRONOLOGICAL SUMMARY OF FILINGS AND PROCEEDINGS

. IN THE CITY COURT OF THE CITY OF MARION

STATE OF INDIANA

27H02 0808CM0899

VS.

Other Entries: See 0808CM0898

motion for change of Judge. Motion Granted. Court names (a)	
PRLE and probable cause having been found to exist and the Defendant now being in Court for his arraignment and plea, and being first advised of his Constitutional Rights, enters a plea as follows: (1) GUILTY of said charge and is hereby sentenced/sentencing set NOT GUILTY of said charge and trial is set for and bond set at \$ Prial having been had, the defendant is now found (GUILTY) (NOT GUILTY) of said charge, and on a finding of guilty said Defendant is hereby sentenced/sentencing set Defendant, this	STATE FINE
probable cause having been found to exist and the Defendant now being in Court for his arraignment and plea, and being first advised of his Constitutional Rights, enters a plea as follows: (1) GUILTY of said charge and is hereby sentenced/sentencing set (2) NOT GUILTY of said charge and trial is set for	STATE COSTS
probable cause having been found to exist and the Defendant now being in Court for his arraignment and plea, and being first advised of his Constitutional Rights, enters a plea as follows: (1) GUILTY of said charge and is hereby sentenced/sentencing set (2) NOT GUILTY of said charge and trial is set for	COUNTY COST
being first advised of his Constitutional Rights, enters a plea as follows: (1) GUILTY of said charge and is hereby sentenced/sentencing set NOT GUILTY of said charge and trial is set for and bond set at \$ Trial having been had, the defendant is now found (GUILTY) (NOT GUILTY) of said charge, and on a finding of guilty said Defendant is hereby sentenced/sentencing set Defendant, this	CITY COSTS
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and bond set at \$	INFRACTION J
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motion for change of Judge. Motion Granted. Court names (a)	JUD/PD ADM F
motion for change of Judge. Motion Granted. Court names (a)	JUD. INS. ADJ
(b)	JUD. SALARY
(b)	COURT ADM F
practicing attorneys of Grant County, Indiana, as a panel from which to select. Defendant strikes (), and the State strikes () is now appointed Special Judge herein. Said Special Judge appears this day of 20, accepts and qualifies. State/Defendant requests continuance. Granted. Cause set for further proceedings. Defendant failed to appear. Warrant ordered issued for Defendant. Bond set: On motion of State, Cause is dismissed. Ordered off docket. Notice to counsel of record.	
and the State strikes ()	
Special Judge herein. Said Special Judge appears this day of	TOTAL
20, accepts and qualifies. State/Defendant requests continuance. Granted. Cause set for further proceedings. Defendant failed to appear. Warrant ordered issued for Defendant. Bond set: On motion of State, Cause is dismissed. Ordered off docket. Notice to counsel of record.	4. TIE
State/Defendant requests continuance. Granted. Cause set for further proceedings. Defendant failed to appear. Warrant ordered issued for Defendant. Bond set: On motion of State, Cause is dismissed. Ordered off docket. Notice to counsel of record.	DATE
State/Defendant requests continuance. Granted. Cause set for further proceedings. Defendant failed to appear. Warrant ordered issued for Defendant. Bond set: On motion of State, Cause is dismissed. Ordered off docket. Notice to counsel of record.	AMT.
Defendant failed to appear. Warrant ordered issued for Defendant. Bond set: On motion of State, Cause is dismissed. Ordered off docket. Notice to counsel of record.	RECEIPT NO.
On motion of State, Cause is dismissed. Ordered off docket. Notice to counsel of record.	7
On motion of State, Cause is dismissed. Ordered off docket. Notice to counsel of record.	DATE
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DOCUMENT FEE		
RECORDING FEE		
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JUD. INS. ADJ		
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BONE		100
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STATE OF INDIANA

IN THE GRANT SUPERIOR COURT I

COUNTY OF GRANT, SS:

FILED 8 TERM

OCT 28 2003

STATE OF INDIANA,

Plaintiff

Jythand Flarence

VS.

CAUSE NO. 27DO1-0810-CM-183

WILLIE HEMPHILL, Defendant

ORDER

Comes now the court and GRANTS the Motion of Attorney Craig Persinger to Withdraw as counsel for the defendant in the above captioned cause. The appearance of Attorney Persinger as counsel for the Defendant is now Ordered to be withdrawn.

Judge, Grant Superior Court 1

STATE OF INDIANA

IN THE GRANT SUPERIOR COURT I

COUNTY OF GRANT, SS:

2008 TERM

FILED

OCT 28 2008

STATE OF INDIANA, Plaintiff

VS.

CAUSE NO. 27DO1-0810-CM-183

WILLIE HEMPHILL,
Defendant

MOTION TO WITHDRAW

Comes now Craig Persinger, counsel for Defendant WILLIE HEMPHILL in the above titled cause, and now respectfully moves the court for permission to withdraw as counsel for the Defendant. In support of this motion, the undersigned states:

 The client attorney relationship has deteriorated to the point that Counsel cannot effectively represent the Defendant.

WHEREFORE, Craig Persinger moves the court for leave to withdraw as counsel for the Defendant herein, and for all other just and proper relief.

Respectfully Submitted

CRAIG PERSINGER

Attorney No. 19524-27

Attorney for Defendant

Chamber of Commerce Building

215 S. Adams Street, Suite 202

P.O. Box 113

Marion, IN 46952

Telephone: (765) 662-0475

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing pleading has been furnished to Teri Pollett, by placing a copy in her courthouse mailbox, this 28th day of October, 2008.

STATE OF INDIANA) IN THE GRANT SUPERIOR COURT #2
) SS:

COUNTY OF GRANT) 2008 TERM

STATE OF INDIANA, Plaintiff CAUSE NO.: 27D02-0811-CM-179

VS.

WILLIE HEMPHILL,
Defendant

FILED

DEC 04 2000

VS J Mad Florens
CLERK GSC 2

NOTICE OF TAKING DEPOSITIONS

TO: Rodney Faulk

Grant County Prosecutor's Office

Grant County Courthouse

101 East 4th Street Marion, IN 46952

Please take notice that commencing at 2:00 p.m. on the 5th day of December, 2008, the counsel for the Defendant in the above entitled action will take the deposition of John Kauffman, upon oral examination for discovery in the above captioned cause, at Grant Superior Court #2, located at 214 East 4th Street, 6th Floor, Marion, Indiana, pursuant to the Indiana Rules of Trial Procedure before a certified court reporter. You are invited to attend and cross-examine.

Respectfully submitted,

David M. Payne, #5648-27 Attorney for Defendant

112 South Boots Street Marion, IN 46952

Tel: (765) 664-4132

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing has been served upon; Rodney Faulk, Grant County Prosecutor's Office, Grant County Courthouse, 101 East 4th Street, Marion, Indiana 46952 by U.S. Mail, First Class, postage prepaid this 4th day of December, 2008.

DAVID M. PAYNE

STATE OF INDIANA)	IN THE GRANT SUPERIOR COURT II
COUNTY OF GRANT) SS:)	CAUSE NUMBER: 27D02-0811-CM-179
STATE OF INDIANA		INFORMATION FOR:
		Page

VS

WILLIE J. HEMPHILL DOB: 9/10/71 Count 3:

Possession of Marijuana I.C. 35-48-4-11(1)

a Class D Felony

LTAL SCALAR

The undersigned, being duly sworn upon his oath, says that on or about August 20, 2008 in Grant County, State of Indiana, WILLIE J. HEMPHILL, having a prior conviction of possession of marijuana out of Grant Superior Court I under cause number 27D01-0810-CM-183, did knowingly and/or intentionally possess marijuana in an amount less than thirty (30) grams, all of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-48-4-11(1) and against the peace and dignity of the State of Indiana.

Investigator

Grant County Prosecutor's Office

Subscribed and sworn to before me this 17th day of Mcenber,

My commission expires: February 11, 2016

Kimberly A. Hullinger

Notary Public

A Resident of Grant County

APPROVED BY ME:

Deputy Prosecuting Attorney
48th Judicial Circuit

Witnesses:

John Kauffman **Justin Faw** Steve Pyle Jeff Wells

FILED

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2008 TERM

JYllah Sams

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0811-CM-179

Willie Hemphill

ORDER ON PLEA AGREEMENT AND SENTENCING

Comes now State of Indiana by Rodney Faulk. Comes now the defendant Willie Hemphill, together with his counsel, David Payne. State and defendant enter into a Plea Agreement. Defendant moves the Court to enter a plea of guilty pursuant to oral Plea Agreement. Motion granted. Defendant now enters a plea of guilty to the crime of Count 2: Resisting Law Enforcement, a Class A Misdemeanor. The Court finds the defendant's plea of guilty to be freely and voluntarily made and to have a factual basis therefor. Parties agree to waive the Presentence Investigation Report and proceed to sentencing. Cause submitted for sentencing. The Court having heretofore conditionally accepted the defendant's Plea of Guilty, pursuant to the oral Plea Agreement, now accepts same. The Court now sentences the defendant, pursuant to the oral Plea Agreement as follows:

- A. That he be committed to the Indiana Department of Corrections for a term of imprisonment of 7 months on Count 2, Resisting Law Enforcement, a Class A Misdemeanor.
- B. That the defendant be granted 3 ½ months (actual), Credit Time, defendant was in jail pending sentencing upon such sentence.
- C. That defendant's probation violation under 27D02-0406-FB-69 is dismissed and probation is terminated.
- D. That the defendant pay court cost in the sum of \$177.00 payable during the term of probation.
 - E. Defendant's bond and/or surety is hereby released.
 - F. Pursuant to Plea Agreement, Counts 1 and 3 are dismissed.

ALL OF WHICH IS ORDERED, ADJUDGED, AND DECREED THIS 15th DAY OF December, 2008.

RANDALL L. JOHNSON, Judge Grant Superior Court No. 2

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION, IN 46952ON STREET

INVESTIGATIVE REPORT

Offense: Statute/Charge:	Unknown Unknown		Report #: Stat #:	35-43-4-	-2	000
UCR Code:	Unknown	Code	Status:	COMMITTE	ED	
Location:	933	S WASHINGTON ST	Apt/Zip:	/	46953	
Grid:	Unknown	Code	City:	Unknown	Code	
Patrol:	Unknown	Code	County:		Code	
Reporting Off:	Unknown	Code	Misc No:			
Division:			Shift:	Unknown	Code	
Date Reported:	08/28/2	009	Time Repo	orted:	2100	
Date Occurred:	08/28/2	009	Time Occu		2100	
Latest Poss Date:			Latest Po	oss Time:		
Veh Recovered:			Stolen Ve	eh Amt:	\$	0
Stolen Prop Amt:	S	319	Damaged H	Prop Amt:	Ş	0
Inv Off:			Adult/Jun		A	
Disposition:	Unknown	Code	Dispositi		08/28/	2009
Weapon:				Violence:		
Hate/Bias:			Alcohol/I	Drug Rel:	N / N	
Method of Entry:			Forced Er	_	N	

Report No: 200900028215 INC NAMES

Address:

Height: DOB: Address:	ROBINSON, LISA G Unknown Code 506 Weight: 180 12/02/1970 Age: 38 MARION , IN 46953	SSN: Sex: Hair: Phone/Cell:	F BLK (765) 662-7760 Apt: 55	Sfx: 000 Race: B Eyes: BRO (765) 251-2661
Employer: Address:	BRC RUBBER PLAN HARTFORD CITY, IN 46952	Phone:	(765) 348-4800	
Name: Name Type: Height: DOB: Address:	504 Weight: 163 03/17/1973 Age: 36	SSN: Sex: Hair: Phone/Cell:	F BLK (765) 251-6543	Sfx: 001 Race: B Eyes: BLK
Employer:	MARION , IN 46953	Phone:	() -	

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION, IN 46952ON STREET

OFF07 INVESTIGATIVE REPORT

Report No: 200900028215 INC NAMES Sfx: 002 LONG, MARLENE S SSN: Name: Race: W Name Type: Unknown Code Sex: Weight: 000 Hair: Eyes: Height: 000 04/29/1943 DOB: Age: 66 Phone/Cell: (765) 662-0153) (Address: Apt: 411 46952 MARION , IN Employer: Phone: () Address: Name: WISE, SANDRA SSN: Sfx: 003 Race: W Name Type: Unknown Code Sex: 506 Weight: 247 Eyes: BRO Height: Hair: RED 08/17/1942 (765) 662-9986 Phone/Cell: (765) 671-9152 DOB: Age: Address: 46952 MARION , IN Employer: Phone: () Address: Sfx: 004 PERKINS, RICK SSN: Name Type: Unknown Code Sex: Race: W Height: 602 Weight: 215 Hair: Eves: DOB: 08/23/1960 Age: 49 Phone/Cell: (765) 668-7929 (Address: , IN 46953 MARION Employer: Phone: () Address: Name: GARY, VICKIE A SSN: Sfx: 005 Name Type: Unknown Code Sex: F Race: W Height: 505 Weight: 115 Hair: BLK Eyes: BRO 02/13/1959 DOB: Age: 50 Phone/Cell: (765) 618-6764 () Address: , IN 46952 MARION Employer: Phone: () Address:

MARION POLICE DEPARTMENT

301 SOUTH BRANSON STREET MARION,IN 46952ON STREET

OFF07	INVESTIGATIVE	REPORT

Report No:	200900028215	INC NAMES	S				
Height: DOB:	REECE, DIANE Unknown Code 505 Weight: 12/12/1956 Age:		SSN: Sex: Hair: one/Cell:	F BRO	-	Sfx: Race: Eyes: ()	
Employer: Address:	MARION , IN	46952	Phone:	()	-		
Name: Name Type: Height: DOB: Address:	BROWN, CHARLES A Unknown Code 509 Weight: 03/12/1975 Age:	34 Pho	SSN: Sex: Hair: one/Cell:	M BRO (765)	669-4833	Sfx: Race: Eyes: (765)	
Address:	900028215 VICTIMS		rnone.	1 /			
Height: DOB: Address:	PATTERSON, SANDRA Unknown Code 000 Weight: 01/16/1947 Age: MARION , IN	62 Ph	SSN: Sex: Hair: one/Cell: Phone:		- 651-1650 t: 516 -	Sfx: Race: Eyes: (765)	001 W 662-2494
Report No: 200	900028215 SUSPECTS						
Name: AKA: Height: DOB: Address:	HEMPHILL, WILLIE J 510 Weight: 09/10/1971 Age: 310 W 20TH ST ARION , IN	165 37 46953	SSN: Sex: Hair: Phone:	M BLK (765)	206-8734	Sfx: Race: Eyes: ()	

OFF07

INVESTIGATIVE REPORT

Report No: 200900028215 ARRESTS

Sex: M Race: B Height: 510 Weight: 165 Hair: BLK Eyes: BRO DOB: 09/10/1971 Age: 37 SSN:

DL: Type: #: State: Exp

Complexion: SMT:

Address: 310 W 20TH ST

MARION, IN 46953

Phone: (765) 206-8734 Arrest Date: 08/28/2009 Arrest Time: 21:00

Arr Agency: Arr Officer: Unknown Code

Weapon:

Influence: UNKNOWN
Offense 1: Unknown Code
Statute 1: Unknown Code 35-43-4-2

Report No: 200900028215 PROPERTY

Value: \$ Sfx: 001 Record Type: BOTH (S & R) 319 Brand:

Model: CASH Serial #: Color: Size:

Status: Unknown Code Own App #:

Rep Officer: Unknown Code Prop Type: Unknown Code Quantity: 000000000000

Location: TTY #:

Name Type: Unknown Code Name: HEMPHILL, WILLIE Damage Code: Damage Amt: \$ 0 Recover Amt: \$ 319 Recover Off:

Date Stolen: 08/28/2009 Recovery Date: 08/28/2009 Release Date:

Description: US CURRENCY COLLECTED FROM 300 W 22ND STREET/MR. HEMPHILL'S

LEFT FRONT PANTS POCKET

Sfx: 002 Record Type: EVIDENCE Value: \$ 0 Brand: SURVEILLANCE

Model: Serial #: TAPE Color: Size: Status: Unknown Code Own App #:

Rep Officer: Unknown Code Prop Type: Unknown Code Quantity: 000000000000

Location: TTY #: Name Type: Unknown Code Name:

HEMPHILL, WILLIE Damage Code: Damage Amt: \$ 0 Recover Amt: \$ 0 Recover Off:

Date Stolen: 08/28/2009 Recovery Date: 08/28/2009 Release Date:

Description: BLACK SONY VHS VIDEO SURVEILLANCE TAPE COLLECTED FROM EAGLES L

DGE (933 S WASHINGTON ST) JOHN SHOOK

OFF07

INVESTIGATIVE REPORT

Report No: 200900028215 **PROPERTY**

0 Brand: Sfx: 003 Record Type: EVIDENCE Value: \$ Model: GREEN LEAFY Serial #: Color: Size: Status: Unknown Code Own App #: Rep Officer: Unknown Code Prop Type: Unknown Code Quantity: 000000000000 Location: TTY #: Name Type: Unknown Code Name: HEMPHILL, WILLIE Damage Code: Damage Amt: \$ 0 Recover Off: Recover Amt: \$ 0 Date Stolen: 08/28/2009 Recovery Date: 08/28/2009 Release Date:
Description: CLEAR SEALED PLASTIC EVIDENCE BAG CONTAINING A CLEAR PLASTIC B G FURTHER CONTAINING A GREEN LEAFY SUBSTANCE CONSISTENT WITH M ONT PANTS POCKET 0 Brand: Sfx: 004 Record Type: EVIDENCE Value: \$ Serial #: Model: KNIFE Size: Color: Status: Unknown Code Own App #: Own App #.
Prop Type: Unknown Code Rep Officer: Unknown Code Quantity: 000000000000 Location: TTY #: Name Type: Unknown Code HEMPHILL, WILLIE Name: Damage Amt: \$ 0
Recover Amt: \$ 0 Damage Code: Recover Off: Recover Amt: \$ Date Stolen: 08/28/2009 Recovery Date: 08/28/2009 Release Date: Description: BROWN/GOLD LOCK-BLADE KNIFE COLLECTED FROM 300 W 22ND STREET/M . HEMPHILL'S LEFT FRONT PANTS POCKET Sfx: 005 Record Type: EVIDENCE Value: \$ 0 Brand: Model: PULL-TAB Serial #: Color: Size:

Status: Unknown Code Own App #: Rep Officer: Unknown Code Prop Type: Unknown Code

Quantity: 000000000000 Location: TTY #: Name Type: Unknown Code Name: HEMPHILL, WILLIE

Damage Amt: \$ 0 Recover Amt: \$ 0 Damage Code: Recover Off: Date Stolen: 08/28/2009 Recovery Date: 08/28/2009 Release Date:

Description: 8 1/2 X11 TOP OF THE CROWN PULL-TAB BEARING WINNING NUMBER (41) 2/PAY-OUT OF \$300.00 COLLECTED FROM EAGLES LODGE (933 S. WAS OFF07

INVESTIGATIVE REPORT

Report #: 200900028215 - 001 Offense: Unknown Code Statute/Charge: Unknown Code Stat #: 35-48-4-11 UCR Code: Unknown Code Status: COMMITTED / 46953 933 S WASHINGTON ST Location: Apt/Zip: Grid: Unknown Code
Patrol: Unknown Code
Reporting Off: Unknown Code City: Unknown Code County: Unknown Code Misc No: Division: Shift: Unknown Code Time Reported: Date Reported: 08/28/2009 Date Occurred: 08/28/2009 2100 Time Occurred: 2100 Latest Poss Date: Latest Poss Time: Stolen Veh Amt: \$ Veh Recovered: 0 Stolen Prop Amt: \$ 0 Damaged Prop Amt: \$ 0 Inv Off: Adult/Juvenile: A Disposition: Disposition Date: 08/28/2009 Unknown Code Weapon: Domestic Violence: Hate/Bias: Alcohol/Drug Rel: N / Method of Entry: Forced Entry: N

Run: 1-MAR-2018 10:10 MARION POLICE DEPARTMENT Page: 1

NARO1 - Run By: JENTES, STACEY

Agency: 00

NARRATIVE REPORT

OFF Number: 00-200900028215-000 Narr Sfx: 0001 Reporter:

Date: 09/01/2009

Time: 11:48:51

Marion Police Department

Theft of Property (purse)

Possession of marijuana

Case #2009-28215

8/28/09

On 28 August 2009, Willie Hemphill was found to be in possession of money from a stolen purse and possession of marijuana.

On 28 August 2009, Officers were dispatched to 933 S. Washington St. (Eagles Lodge) on a report of a strong armed robbery. Dispatch advised that the male was running south west on 10th St. with 3 persons chasing after him. Dispatched advised that the subject was wearing a black hooded sweatshirt and that he was a black male. I arrived in the area and made contact with the individuals giving chase. They stated that the suspect was a black male wearing a dark colored hooded sweatshirt and was riding a bicycle south on Boots St. They stated that he then turned west approximately 3 blocks down the road.

I radioed the information that was given to me by the witnesses and then went back to the scene to talk to the victim and other witnesses. Upon arrival at the scene I made contact with several people who stated that they believe the person who took the purse was a black male who was setting behind the victim and with two other black female. I went into the business and had them point out the females and the victim. I asked the two black female who were identified as Lisa Robinson and Tisha Johnson to step outside and talk with me. I asked them who the black male was that was with them tonight and both of them stated that there wasn't a man with them tonight. I then asked them who was setting with them at the table. One of them said Willie and the other said Willie Hemphill. At that time Officer Wells radioed and requested a warrant check on Mr. Hemphill. I asked Sgt Wolf to radio Officer Wells and have him hold Mr. Hemphill and then bring him back to the scene so that we could talk with him. Officer Wells advised that Mr. Hemphill had money in his pocket and asked me if they put post it notes on the winnings for the bingo. I made contact with Diane Reece and asked her if they put something on the money for the winnings. She stated that they put small yellow post it notes on them with the amount of the winning and the winning number. I advised Officer Wells of this information and he stated that the money he found matched. I then asked Ms. Reece how many people won the \$300 tonight and she stated that only 2 people won it. I asked her if they kept track of who won it and she stated that they got the persons names and date of births. I asked her who the winners were and she stated that they were someone with the last name Melendez and the other was Sandra Patterson. I then asked her if Willie Hemphill had won any and she stated that he had not. I radioed Officer Wells and advised him to have Mr. Hemphill taken to the police department for an interview.

I then requested that the witnesses got to the police department to give taped statements. I then took a recorded statement from Sandra Wise at the Lodge. Ms. Wise stated that a black male wearing a black hoodie sweatshirt and dark pants. She stated that the male walked in and went to the table that Ms. Patterson was setting at and grabbed her purse and ran out of the building. She stated that she said over the PA that the man just stole Ms. Patterson's purse. She stated that 3 people then ran out of the building after the male. She also stated that the male was approximately 5'8" and that he was wearing some sort of glasses. That was the end of her statement.

Run: 1-MAR-2018 10:10 MARION POLICE DEPARTMENT Page: 2

NARO1 - Run By: JENTES, STACEY

Agency: 00 NARRATIVE REPORT

OFF Number: 00-200900028215-000 Narr Sfx: 0001 Reporter:

Date: 09/01/2009 Time: 11:48:51

I then brought Marlene Long and Sandra Patterson back to the police department. I took Ms. Patterson into the interview room and then asked her to tell me what happened tonight. Ms. Patterson stated that a black male came in while she was playing bingo. She stated that the male walked over to her table and grabbed her purse then took off running out the door. I then asked her if she had won anything tonight while at bingo. She stated that she had won \$300 on "Top of the Crown" pull tab game and also won \$100 on pull tabs. I then asked her if there was anything on the money she won and she stated that there was a yellow sticker on the money with 300 on it. She stated that she just placed her money in her purse. She stated that they also made her sign and give her birth date for the money. She stated that her purse was blue with pink flowers on it.

I interviewed Marlene Long next. Ms. Long stated that she was setting next to Ms. Patterson during the incident. Ms. Patterson stated that she had notice that a black male who was setting behind Ms. Patterson. She stated that the male was loud and that he was drunk. She stated that he did not win anything and she was not sure if he was even playing bingo. She stated that the male went in and out a few times. She stated that the male left and then a little later a black male came in and took Ms. Patterson's purse and ran out of the business. She stated that she believed it was the male subject that was setting behind Ms. Patterson was the one who committed the crime.

I interviewed Lisa Robinson. I asked Ms. Robinson what she knew about the incident. Ms. Robinson stated that she was not paying attention to anything other than the bingo game. She stated that all she knew is that the bingo caller stated that someone stole Ms. Patterson purse and ran out of the business. I asked her who was setting with her at the table she was at. She stated that she was setting at a table with Tisha Johnson and Willie Hemphill. I asked her if he arrived at the same time as she did and she stated that he did not arrive at the same time. I then asked her if Mr. Hemphill had won anything while she was there with him and she stated that he had not won any money. I asked her if either she or Tisha won any money and she stated that Tisha had won some but she had not. I asked her what Tisha did with the money and she stated that she split it up between her and Tisha and Tisha's sister. I then asked her if anyone gave any money to Mr. Hemphill and she stated that no one gave him any money. I asked her if she saw him with money and she stated that she had not seen him with any quantities of money. I asked her if he had said anything to her about money and she stated that he had not spoken to her about money. She also stated that she did not know how many times he went in and out of the Lodge. She stated that he left and did not come back about half way through the bingo games but she stated that he had bought cards to play all of the games.

I then interviewed Tisha Johnson. Ms. Johnson stated that she was setting with Lisa Robinson and a subject she knew as Willie came to the table and asked if he could set with them. She stated that they let him set with them and that he was clowning around all night. She stated that he had gotten up and left a few times and left then came back. She stated that he was playing bingo and that he had purchased bingo cards to play. She stated that about half way through he got up and left and she did not see him come back. She stated that about 15 minutes later she heard the bingo caller say that some one stole that ladies purse. She did not see anything. I asked her if she knew Willie and she stated that she did not know him. I then asked her if Mr. Hemphill won any money while she was there and she stated that he had not won anything. I asked her about the money she won and she stated that she split it with her sister and Ms. Robinson.

After talking with Sgt Stefanatos about his interview with Ms. Reece, he

Run: 1-MAR-2018 10:10 MARION POLICE DEPARTMENT Page: 3

NAR01 - Run By: JENTES, STACEY

Agency: 00 NARRATIVE REPORT

OFF Number: 00-200900028215-000 Narr Sfx: 0001 Reporter:

Date: 09/01/2009 Time: 11:48:51

stated that she advised him that the post it note that was recovered from Mr. Hemphill was her handwriting and that the numbers on it was 300 for the amount of money she won and that the numbers 413 represented the winning number that Ms. Patterson had. Officer Wells advised that Marijuana was found in Mr. Hemphill's pocket. For further information see the other supplements for this case.

Mr. Hemphill was arrested for Theft of Property and possession of marijuana. Evidence was collected and several interviews were conducted.

PAT:

The incident was documented.

Mr. Hemphill was arrested for theft and possession of marijuana.

Evidence was collected and entered.

Photos were taken.

PAN:

Cleared by arrest.

Submitted by:

Brian Davis #051

Marion Police Department

Photo obtained by APM Reports from the Grant County Sheriff's Department in Marion, IN. Dated: 8/29/2009.



This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

State V Willie J Hemphill

Case Number	27D02-0909-FD-000108	
Court	Grant Superior Court 2	
Туре	FD - Class D Felony	
Filed	09/02/2009	
Status	10/14/2009 , Decided	
Reference	Original County Cause Number	D209FD108

Parties to the Case

Defendant Hemphill, Willie J

Attorney David Marlin Payne

#564827, Retained

112 South Boots Street Marion, IN 46952-0000 765-664-4132(W)

State State of Indiana

Plaintiff

Attorney Evan Kent Hammond

#2561829

Kiley Harker Certain 300 West Third Street Marion, IN 46952 765-664-9041(W)

Charges

01 09/02/2009 THEFT

Statute 35-43-4-2(a)

Degree FD

02 09/02/2009 POSSESSION OF MARIJUANA

Statute 35-48-4-11(1)

Degree MA

Chronological Case Summary

09/02/2009 Converted Event

Docket Note: MPD

1 of 4 5/29/18, 12:22 AM

09/03/2009 Converted Event

The State of Indiana files appearance form and further filed criminal information and probable cause. This probable cause found at oral probable cause hearing held September 2, 2009, and bond set in the amount of \$5,000.00 cash, surety, property. Clerk of the Court directed to issue to the sheriff of Grant County a warrant for the arrest of the defendant and to endorse theron bond set herein. Warrant issued. (RJO? N) | JTS Minute Entry Date: 2009-09-02

09/08/2009 Indigent Counsel Appointed at County Expense

Comes now the defendant in custody and in person. The Court now conducts initial hearing and advises defendant of his rights and, at the request of defendant, appoints David Payne as counsel for defendant. The Court now assigns cause for trial for October 19, 2009, commencing at 1:30 p.m., and that State and defendant to meet on or before September 28, 2009, for pretrial conference, all as per Order on Initial Hearing filed. (RJO? Y) | JTS Minute Entry Date: 2009-09-04

09/14/2009 Converted Event

State's Motion for Discovery filed. (RJO? N) | JTS Minute Entry Date: 2009-09-11

09/14/2009 Converted Event

State notifies the Court it has complied with discovery. (RJO? N) | JTS Minute Entry Date: 2009-09-11

09/14/2009 Converted Event

Counsel for defendant, David Payne, files Motion to Produce Evidence. (RJO? N) | JTS Minute Entry Date: 2009-09-11

09/14/2009 Converted Event

David Payne files Appearance Form on behalf of defendant. (RJO? N) | JTS Minute Entry Date: 2009-09-11

09/16/2009 Converted Event

Defendant by counsel, David Payne, files Response to State's Motion for Discovery. (RJO? N) | JTS Minute Entry Date: 2009-09-15

09/16/2009 Converted Event

Defendant by counsel David Payne files, Motion For Early Trial. Jury trial date remains set October 19, 2009, commencing at 1:30 p.m. Notice ordered. (RJO? N) | JTS Minute Entry Date: 2009-09-15

09/17/2009 Converted Event

Defendant by counsel, David Payne, files Motion for Bond Reduction. The Court now sets Bond Reduction Hearing for October 19, 2009, at 9:00 a.m. Notice Ordered. (RJO? N) | JTS Minute Entry Date: 2009-09-16

09/21/2009 Converted Event

Counsel for defendant orally requests this cause be set for Bond Reduction hearing at the Court's earliest convenience. Court now resets this hearing for September 25, 2009, commencing at 1:30 p.m. Notice ordered. (RJO? N) | JTS Minute Entry Date: 2009-09-21

09/24/2009 Converted Event

At the agreement of parties, this cause is reset for Bond Reduction Hearing for October 9, 2009, commencing at 1:30 p.m. Notice ordered. (RJO? N) | JTS Minute Entry Date: 2009-09-24

09/25/2009 Converted Event

Calendar: BOND REDUCTION

09/28/2009 Converted Event

Calendar: PRE-TRIAL CONFERENCE

2 of 4 5/29/18, 12:22 AM

09/30/2009 Converted Event

State by Rodney Faulk. Defendant in person with counsel David Payne. Pre-trial held. At the request of counsel for defendant Bond reduction hearing on October 9, 2009, is now reset for October 5, 2009, commencing at 9:00 a.m. Notice ordered. (RJO? N) | JTS Minute Entry Date: 2009-09-28

10/05/2009 Converted Event

Calendar: BOND REDUCTION

10/06/2009 Converted Event

State of Indiana appears by Rodney Faulk. Defendant appears in the custody of the Sheriff of Grant County and by counsel. Motion for Bond Reduction is submitted. Evidence heard. The Court now modifies bond to the sum of \$2,000 property or surety, or \$200 cash, all as per Order on Bond Reduction Hearing filed. (RJO? Y) | JTS Minute Entry Date: 2009-10-05

10/13/2009 Converted Event

Defendant by counsel, David Payne files Motion To Suppress and Memorandum In Support Of Motion To Suppress Evidence. (RJO? N) | JTS Minute Entry Date: 2009-10-13

10/14/2009 Converted Event

Return of Subpoena filed with the court showing copy service on Sandra Patterson and Marlene Long to be not found in baliwick on 10/13/09. (RJO? N) | JTS Minute Entry Date: 2009-10-14

10/14/2009 Converted Event

Offense #1, Count ID I: (Prison Sent. [18] [M])(Jail Credit [48])(Jail Credit [81])

10/14/2009 **Judgment**

Conversion

- 01. THEFT
 - Conversion Unknown

10/14/2009 **Judgment**

Conversion

- 02. POSSESSION OF MARIJUANA
 - Conversion Unknown

10/16/2009 Converted Event

Comes now the State of Indiana by Rodney Faulk. Further comes the defendant in the custody of the Sheriff of Grant County and by counsel. State and defendant file written Plea Agreement. Defendant moves the Court to enter a plea pursuant to the Plea Agreement. Motion granted. Defendant now enters a plea of guilty pursuant to the Plea Agreement. Parties agree to waive the PSI and proceed to sentencing. Cause submitted for sentencing hearing. Evidence heard. The Court now sentences the defendant to the Indiana Department of Corrections, all as per Order filed. Costs assessed against defendant. Brian F. McLane, Judge Pro Tem (DISPOSED: GP) (RJO? Y) (Alt Judge T) | JTS Minute Entry Date: 2009-10-14

10/22/2009 Converted Event

Sent Criminal Information, Probable Cause, Plea Agreement and certified copy of CCS and Order on Plea Agreement and Order and Sentencing to Grant County Sheriff's Dept. lw (RJO? N) | JTS Minute Entry Date: 2009-10-22

03/26/2010 Converted Event

Findings and Order For Community Transition Program filed. Defendant denied placement in Community Transition Program. Clerk of the court directed to copy James Luttrull and Seamless Reentry Court, Brant Yeakle, Department of Correction: Community Transition Program manager, Indiana Dept of Correction, 402 West Washington Street, Rm. W-341, Indianapolis, Indiana 46204-2738. So Ordered (RJO? Y) | JTS Minute Entry Date: 2010-03-19

3 of 4 5/29/18, 12:22 AM

03/29/2010 Converted Event

sent Findings and Order for Community Transition Program to Dept. of Correction Program and all interested parties. lw (RJO? N) | JTS Minute Entry Date: 2010-03-29

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

4 of 4 5/29/18, 12:22 AM

STATE OF INDIANA) IN THE GRANT SUPERIOR COURT 2
) SS:

COUNTY OF GRANT) CAUSE NUMBER: 27D02-0909-FD-108

STATE OF INDIANA INFORMATION FOR:

VS Count 1:

Theft
WILLIE J. HEMPHILL
I.C. 35-43-4-2(a)
a Class D Felony

Count 2:
Possession of Marijuana

I.C. 35-48-4-11(1)

a Class A Misdemeanor

Count 1

The undersigned, being duly sworn upon his oath, says that on or about August 28, 2009, in Grant County, State of Indiana, Willie J. Hemphill did knowingly or intentionally exert unauthorized control over three hundred dollars (\$300.00) belonging to Sandra Patterson with intent to deprive Sandra Patterson of some part of said money's value or use; all of which is contrary to the form of the statutes in such cases made and provided by I.C. 35-43-4-2(a) and against the peace and dignity of the State of Indiana.

Count 2

The undersigned, being duly sworn upon his oath, says that on or about August 28, 2009, in Grant County, State of Indiana, Willie J. Hemphill did knowingly or intentionally possess (pure or adulterated) marijuana; all of which is contrary to

the form of the statutes in such cases made and provided by I.C. 35-48-4-11(1) and against the peace and dignity of the State of Indiana.

Detective Del Garcia Marion Police Department

Subscribed and sworn to before me this

day of September, 2009.

Bill Heil

My commission expires: December 31, 2010

Bill Heck

Chief Deputy Prosecuting Attorney

APPROVED BY ME:

Bill Heck

Chief Deputy Prosecuting Attorney

Bill Keel

WITNESSES:

Steve Wolf
Mark Stefanatos
Jeff Wells
Brian Davis
Gregg Melton
Lisa G. Robinson
Trisha Johnson
Marlene Long
Sandra Wise
Rick E. Perkins
Vickie Gary
Diane C. Reece
Charles A. Brown
Sandra Patterson

STATE OF INDIANA

IN THE GRANT SUPERIOR COURT 2

COUNTY OF GRANT, SS:

CAUSE NUMBER: 27D02-0909-FD-108

STATE OF INDIANA

-VS-

WILLIE J. HEMPHILL



ORAL PROBABLE CAUSE DETERMINATION

Oral Probable Cause determination was made on August 29, 2009 by the Honorable Jeffrey D. Todd, Judge of the Grant Superior Court 1 for the arrest of the Defendant, WILLIE J. HEMPHILL for the charges Theft, Class D Felony and Possession of Marijuana under 30 Grams, Class A Misdemeanor with a bond of

\$ 5,000.00 (10%) Cash, Surety, Property

Dated this 2 day of September, 2009.

Bill Heck

Chief Deputy Prosecuting Attorney

seel Hech

APPEARANCE FORM (CRIMINAL) State of Indiana

Case Number: 27D02-0909-FD-108

1. Name of Defendant: Willie J. Hemphill

2. Case Type of proceeding: D Felony

3. Prosecuting Attorney information:

Name: James D. Luttrull Jr. **Grant County Prosecuting Attorney** 48th Judicial Circuit

101 East 4th Street, RM. 107

Marion, IN 46952

FILED

Attorney #10018-27

Phone: (765) 664-0739 FAX: (765) 668-6580

4. Will the State accept service by FAX: NO

5. Arrest report number (Originating Agency Case Number): 2009-28215

Respectfully submitted,

James D. Luttrull Jr. **Grant County Prosecuting Attorney** 48th Judicial Circuit

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2009 TERM

SFP 04 2009

Tylina James

CLERK GSC 2

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0909-FD-108

WILLIE HEMPHILL

ORDER ON INITIAL HEARING

Comes now the defendant in custody. The Court now advises defendant of the rights to counsel, the right to public-speedy trial by jury, the right to remain silent, the nature of the criminal charge, and the amount and conditions of the bond. The Court now enters a preliminary plea of not guilty upon all counts, which plea shall become a formal plea of not guilty within twenty (20) days of date hereof. Upon request of the defendant, the Court now appoints David Payne, upon finding defendant to be an indigent person. State and defendant to meet for pretrial conference on or before September 28, 2009. The Court sets Omnibus date for October 29, 2009. This cause is set for Jury Trial on October 19, 2009, commencing at 1:30 p.m. Defendant is remanded to the custody of the Sheriff pending return in open Court for further proceedings.

Dated this 4th day of September, 2009.

RANDALI, L. JOHNSON, Judge Grant Superior Court No. 2

FILED

SEP 1 1 2009

HOW LONG WILL HEARING TAKE

STATE OF INDIANA
COUNTY OF GRANT
IN THE GRANT SUPERIOR COURT NO. 2
2002 TERM



STATE	DATE:	09-11-09	
ws. Willie Hempt	CAUSE	No.: 27002-	0909-80-108
THE CLERK WILL PLEASE STATE NOTIFIE With due			
with due	very.		
R. Failk	· · ·	APPROVED:	
ATTY FOR STATE		RANDALL L. JOHNSON	N, Judge

STATE OF INDIANA)	IN THE GRANT SUPERIOR COU	RT #2
COUNTY OF GRANT) SS:)	2009 TERM	security in the 3 hormone binning
STATE OF INDIANA,		CAUSE NO.: 27D02-0909-FD-108	FLED
Plaintiff			SEP 11 2009
VS.		E	I Manh & Brands
WILLIE I HEMDIHLI			CLERK GSC 2

WILLIE J. HEMPHILL, Defendant

DEFENDANT'S MOTION TO PRODUCE EVIDENCE

The Defendant, Willie J. Hemphill, by counsel, requests this Court to order the Prosecuting Attorney of Grant County, Indiana, any and all law enforcement officers of Grant County and the Indiana State Police to disclose, and in the case of a tangible item, to produce for examination, inspection, and copying, the following:

- 1. The names and last known addresses of all persons who the State of Indiana intends to use in the prosecution of this cause of action, and the names and last known addresses of persons known to the State of Indiana to have knowledge pertinent to this cause of action but who will not be used as witnesses by the State of Indiana herein.
- 2. A copy of all written or recorded statements, memoranda, and summaries of oral statements of persons whom the Prosecuting Attorney intends to call as witnesses in the prosecution of this cause of action, or by any person who has knowledge pertinent to this cause of action but who will not be used as a witness by the State of Indiana.
- 3. A list of criminal and juvenile records, if any, of all of the witnesses, including the Defendant's whom the State plans to call to testify at trial, and a copy of all the criminal records pertaining to people interviewed by the State concerning this cause.

- 4. Any and all written or recorded statements and the substance of any oral statements made by the Defendant herein to agents of the State of Indiana or to private individuals assisting the aforesaid authorities, including any warnings of rights read to or alleged waivers obtained from the Defendant.
- 5. State whether the Defendant, or any other person who participated in the alleged crime, was acting directly or indirectly at the instigation, or on the behalf of the State of Indiana, or one of its agents, and if so, state the names and addresses of said individuals.
- 6. State whether or not the use of an informant is in any way involved in the State's case, and if so, name the informant and specify his/her address.
- 7. State the names and addresses of each and every person who was present and/or who took part in, or witnessed the criminal act which the Defendant is accused of committing.
- 8. State fully all the overt acts in furtherance of the crime not specified in the Information, on which the prosecution intends to rely at trial.
 - 9. State the time and place of the offense alleged in the Information.
- 10. A copy of the probable cause affidavit in this cause of action, and a copy of any written record or transcription of testimony at the probable cause hearing in the cause herein.
- 11. All written reports, notes, memoranda, maps, drawings or diagrams written, drawn or otherwise prepared by the Prosecuting Attorney of Grant County, or any other law enforcement agency or individual, in connection with or pertaining to the investigation of the crimes charged against the Defendant herein.
- 12. True copies of all photographs which the State of Indiana intends to or may offer into evidence at the trial of this cause of action, and all other photographs relevant to the subject

matter of this cause of action, including any photographs of physical evidence in the State's possession.

- 13. All tangible or demonstrative objections, books, papers or documents which the Prosecuting Attorney will use in the hearing or trial, or which were obtained from or belonging to the accused, including that evidence which was seized at the time of the apprehension of the Defendant, with copies of search warrant(s) and, if such search was based on any alleged consent by Defendant, the circumstances in which such alleged consent was obtained.
- 14. Any and all reports, laboratory or otherwise, or statements of experts made in connection with this particular case, including results of physical or mental examination and of scientific tests, experiments or comparisons by any agents of the State of Indiana, or private individuals.
 - 15. The defense requests the following information:
 - a. Will the State rely upon or utilize expert testimony in this cause?
 - (1) If so, state the name of the witness, qualifications, and subject of his/her testimony, and supply to the Defendant any reports or documentation that he or she will rely upon in his/her testimony.
 - b. Will the State rely on prior acts or convictions of the Defendant of a similar nature as proof of motive, preparation, identity, absence of mistake or accident, knowledge, intent or common scheme or plan? If yes, please specify.
 - c. Whether or not the State intends to use the prior felony convictions and prior criminal record of the Defendant as an impeachment device if he testifies at trial.
 - (1) if so, specify which convictions.

- 16. Any and all evidence in possession and control of the State of Indiana, or its agents which may be favorable to the Defendant and material to the issue of guilt or punishment or could reasonably weaken or affect any evidence proposed to be introduced against the Defendant or is relevant to the subject matter of this cause of action, or in any manner may aid this Defendant in the ascertainment of the truth. <u>Brady v. Maryland</u> (1963), 373 U.S.83, 83 S. Ct. 1194, 10 N.E.2d 215.
- 17. A statement in writing as to whether there has been any electronic surveillances of any conversation to which the Defendant was a party.
- 18. A statement in writing by the Prosecuting Attorney of Grant County, whether the Defendant has:
 - a. appeared in a line-up or show-up;
 - b. been made to speak for identification by witnesses to the said offense;
 - c. been fingerprinted;
 - d. been photographed;
 - e. had specimens of material taken from under his/her fingernails;
 - f. had samples of blood, hair, breath or other materials of his/her body taken which involve an intrusion thereof;
 - g. provided specimen of handwriting;
 - h. submitted to physical or medical inspection of his/her body; or
 - i. had his/her photograph shown to any witness to the alleged crime, and if so, a copy of such photograph and any other shown to any such witness(es).

- 19. A statement in writing by the Prosecuting Attorney of Grant County whether hypnosis has been used or attempted to be used on any witness in the investigation of the offense charged against the Defendant.
- 20. A statement in writing by the Prosecuting Attorney showing whether a deal has been made with any State's witness or if any inducements have been promised in exchange for testimony, as follows:

a.

- Any and all consideration or promises of consideration given or offered to prospective State witnesses or the defendant by law enforcement officers.

 By "consideration", Defendant refers to absolutely anything of value or use, including but not limited to immunity grants, fees, contributions to witness' or defendant's jail commissary account, clothing, food, shelter, treatment or maintenance of a drug addiction, assistance to members of witness' or defendant's family or associates of witness or the defendant, special or favorable treatment as an inmate or pretrial detainee in the Grant County Jail plea agreements, promises of non-prosecution or deferred prosecution, recommendations regarding parole, clemency or prosecutions in other jurisdictions, or anything else which could arguably create an interest or bias in the witness or the defendant in favor of the State or against the defense or act as an inducement to testify or to color testimony;
- Any and all prosecutions, investigations or possible prosecutions pending
 or which could be brought against the witness or the defendant and any

probationary, parole or deferred prosecution status of the witness or the

defendant;

c. The same information requested in Items 1 and 2 above with respect to

each non-witness whose statements are offered in evidence.

21. Grand Jury testimony of a witness, once he has testified. Lockridge v. State

(1975) 263 Ind. 678, 338 N.E.2d 275.

22. Supply a copy of any information collected by or in the possession of the

Prosecutor or his/her office pertaining to or informing him/her regarding any prospective jurors

that might be called to serve in this case.

That disclosure and production is to be made without regard as to whether the evidence

to be disclosed and produced is deemed admissible at the trial herein, and if the State of Indiana,

after complying with the order to produce, finds either before or during trial additional

information or facts which are subject to or covered by such order, the State of Indiana shall

promptly notify the Court, and the Defendant, of the existence thereof.

Respectfully submitted,

David M. Payne, #5648-27

Attorney for Defendant

112 South Boots Street

Marion, IN 46952

Tel: (765) 664-4132

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 10th day of September, 2009, a copy of the foregoing pleading consisting of 7 pages, including this one, has been served upon opposing counsel by ordinary U.S. Mail as follows:

Rodney Faulk
Grant County Courthouse
Grant County Prosecutor's Office
101 East 4th Street
Marion, IN 46952

David M. Payne

IN THE GRANT SUPERIOR COURT #2 APPEARANCE FORM (Criminal)

Case Number:	27D02-0909-FD-108 (Previously supplied by Clerk)	
	(Freviously supplied by Clerk)	SEP 11 2009
represent himsel	Se. In the event the defendant decide of the service information in number 2.	
1. Name of Defe	endant(s): WILLIE J. HEMPHILL	
	(All defendants represented by a	ttorney listed below)
2. Defense Atto	rney information (as applicable for ser	vice):
	DAVID M. PAYNE 112 SOUTH BOOTS STREET MARION IN 46952	Attorney Number:5648-27 Phone: (765) 664-4132 FAX:(765) 662-9685 Computer Address:
3. Will Defendar	nt accept service by FAX: Yes N	lo _X_
4. Additional info	ormation required by state or local rule):
	te attorneys represent separate defend sented defendant or set of defendants	dants, use an appearance form for each
	DA	Sainfold Sai

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the Appearance was served upon Rodney Faulk, Grant County Prosecutor's Office, Grant County Courthouse, 101 East 4th Street, Marion, IN 46952, by depositing a copy of same in the U.S. Mail, first class postage pre-paid, on this the 10th day of September, 2009.

David M. Payne

STATE OF INDIANA

SEP 1 1 2009

IN THE GRANT SUPERIOR COURT 2

COUNTY OF GRAN

2009 TERM

STATE OF INDIANA

-VS-

CAUSE NUMBER: 27D02-0909-FD-108

WILLIE J. HEMPHILL

STATE'S MOTION FOR DISCOVERY

Comes now the State of Indiana by its Deputy Prosecuting Attorney for the 48th Judicial Circuit and moves the Court to enter an Order requiring Defendant to furnish the following within thirty (30) days, to-wit:

- 1. To inform the State in writing of any defense which they or either of them intend to make at trial, or hearing, of this case (317 N.E. 2d 436).
- 2. To furnish, in writing, the names and last known addresses, and dates of birth, of persons they or either of them intend to call as witnesses whether for direct testimony or impeachment purposes together with copies of their relevant written or recorded statements, including memorandum reporting or summarizing their oral statements, and any record of prior criminal convictions known to the Defendant and his counsel or either of them.
- 3. To inform the State in writing of any expert witnesses and to permit the State to inspect and copy any photograph, any report or result, or testimony relative thereto, of physical or mental examinations, or scientific tests, experiments comparisons or any other reports or statements of experts which defense counsel has in their possession, or control, except those portions of reports containing statements made by the Defendant if defense

counsel does not intend to use any of the material contained in such report at a hearing or at trial. (317 N.E. 2d 436).

4. To list, in writing and furnish any books, papers, documents, photographs, or tangible objects they or either of them intend to use as evidence at trial, or for impeachment at the trial of this case.

WHEREFORE, the State of Indiana moves the Court to enter an Order requiring Defendant to furnish the above information within thirty (30) days and for all other relief just and proper in the premises.

RODNEY L. FAULK

DEPUTY PROSECUTING ATTORNEY

Robbly I. Taulk

48TH JUDICIAL CIRCUIT

Room #107, Grant County Courthouse

Marion, Indiana 46952

Phone: 765-664-0739

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was furnished to counsel of record for the Defendant, DAVID PAYNE, by leaving a copy in said counsel's courthouse mailbox this

Rodney L. Faulk

Deputy Prosecuting Attorney

STATE OF INDIANA) IN THE GRANT SUPERIOR COURT #2
) SS:
COUNTY OF GRANT) 2009 TERM

STATE OF INDIANA,
Plaintiff
vs.

WILLIE J. HEMPHILL,

SEP 1

Defendant

SEP 15 2009

MOTION FOR EARLY TRIAL

Comes now Defendant, Willie J. Hemphill, by counsel, and hereby demands a trial within seventy (70) days from the filing of this motion in accordance with Ind. C.R. 4(B).

Respectfully submitted,

David M. Payne, #5648-27 Attorney for Defendant 112 South Boots Street Marion, IN 46952

Tel: (765) 664-4132

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing pleading was served upon Rodney Faulk, Grant County Prosecutor's Office, Grant County Courthouse, 101 East 4th Street, Marion, IN 46952, by depositing a copy of same in the U.S. Mail, first class postage pre-paid, on this the 15th day of September, 2009.

David M. Payne

STATE OF INDIANA) GRANT SUPERIOR COURT #2
) SS:

COUNTY OF GRANT) 2009 TERM

STATE OF INDIANA, Plaintiff

CAUSE NO.: 27D02-0909-FD-108

VS.

WILLIE J. HEMPHILL, Defendant FILED

SEP 15 2009

CLERK GS

RESPONSE TO STATE'S MOTION FOR DISCOVERY

The Defendant submits the following in response to the State's Motion for Discovery.

- 1. The Defendant intends to assert the defense of not guilty. The Defendant may assert the defenses of lack of capacity, entrapment, impossibility, intoxication, emergency, legal authority, duress, self defense, sudden heat, mental disease or defect, mistake of fact, necessity, abandonment, and any other defenses that may become known to the Defendant prior to the trial.
- 2. The Defendant may call the following witnesses at trial: All witnesses listed by the State of Indiana and those in or ascertained by the Discovery submitted by the State of Indiana to the Defendant. The Defendant reserves the right to call any person as a witness whose testimony may tend to disprove, rebut or impeach any of the facts, crimes or statements alleged by the State of Indiana. If available, these witnesses are shown in the attached Exhibit "A".
- 3. The Defendant may call expert witnesses at the trial to testify concerning any defense, fact, impeachment, rebuttal, physical evidence or mitigating factors. The Defendant may offer witnesses relating to the mental state of the Defendant. If available, these witnesses are shown in Exhibit "B".
- 4. The Defendant may move for the admission of physical evidence, including but not limited to, all evidence accumulated by the State of Indiana and any law enforcement agency which may have conducted an investigation of the crime alleged to have been committed by the Defendant and any other physical evidence tending to show the innocence of the Defendant. If available, this evidence is shown in the attached Exhibit "C".
 - 5. The Defendant reserves the right to supplement any response prior to the trial.

6. The Defendant hereby notifies the State of his intent to call witnesses at the trial regarding the character of the Defendant. The names and addresses of such witnesses will be provided as soon as a determination has been made regarding which witnesses will be called at trial.

Respectfully submitted,

David M. Payne, #5648-27 Attorney for Defendant 112 South Boots Street

Marion, IN 46952 Tel: (765) 664-4132

CERTIFICATE OF SERVICE

I certify that on the 15th day of September, 2009, a true and complete copy of the foregoing has been served upon Rodney Faulk, by leaving a copy in the counsel's mailbox in the Grant County Clerk's Office or by first class, postage prepaid, U.S. Mail this 15th day of September, 2009.

David M. Payne

EXHIBIT A - WITNESSES

1. Any witnesses call by the State of Indiana.

EXHIBIT B - EXPERT WITNESSES

1. Any witnesses called by the State of Indiana.

EXHIBIT C - PHYSICAL EVIDENCE

1. All evidence to be offered by the State of Indiana.

STATE OF INDIANA) IN THE GRANT SUPERIOR COURT #2
) SS:
COUNTY OF GRANT) 2009 TERM

STATE OF INDIANA,
Plaintiff
vs.

SEP 16

WILLIE J. HEMPHILL, Defendant

MOTION FOR BOND REDUCTION

Comes now the Defendant, by counsel, and respectfully moves the Court to reduce the bond for Defendant's pre-trial release on the ground that conditions exist which warrant a modification of the Court's previous bond order.

WHEREFORE, Defendant prays the Court set this matter for hearing so that evidence may be heard supporting Defendant's request for bond reduction and other relief proper in the premises.

Respectfully submitted,

David M. Payne #5648-27 Attorney for Defendant 112 South Boots Street Marion, IN 46952

Tel: (765) 664-4132

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing has been served upon Rodney Faulk, Grant County Prosecutor's Office, Grant County Courthouse, 101 East 4th Street, Marion, Indiana 46953 by first class, postage prepaid, U.S. Mail, this 16th day of September, 2009.

DAVID M. PAYNE

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2009TERM

FILED

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0909-FD-108

WILLIE J. HEMPHILL

ORDER ON BOND REDUCTION HEARING

Comes now the defendant in custody, together with counsel, David Payne. State of Indiana appears by Rodney L. Faulk. Motion for Bond Reduction submitted. Evidence heard and concluded. The Court now modifies bond to the sum of \$2,000 surety or property, or \$200 cash. In addition, the Court orders defendant shall have no contact with the victims in this cause. Defendant is remanded to the custody of the Sheriff pending posting of bond or return in open court for further proceedings.

Dated this 5th day of October, 2009.

RANDALL LYJOHNSON, Judge

Grant Superior Court No. 2

STATE OF INDIANA)) SS:	IN THE GRANT SUPERIOR COURT 2
COUNTY OF GRANT)	CAUSE NUMBER: 27D02-0909-FD-108
STATE OF INDIANA VS.		Please call the day before trial (765) 664-0739
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STATE OF INDIANA VS.			Please call the day before trial (765) 664-0739
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COUNTY OF GRANT)	CAUSE NUMBER: 27D02-0909-FD-108
STATE OF INDIANA VS.		Please call the day before trial (765) 664-0739
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COUNTY OF GRANT)	CAUSE NUMBER: 27D02-0909-FD-108
STATE OF INDIANA VS.		Please call the day before trial (765) 664-0739
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STATE OF INDIANA) GRANT SUPERIOR COURT #2
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COUNTY OF GRANT) 2009 TERM

STATE OF INDIANA, Plaintiff

CAUSE NO.: 27D02-0909-FD-108

VS.

WILLIE J. HEMPHILL, Defendant FILED OCT 13 2009

MOTION TO SUPPRESS

To the Honorable Judge of Said Court:

The Defendant, Willie J. Hemphill, by counsel, respectfully moves the Court to suppress the following evidenced seized as a result of a search of his person:

- 1. All items allegedly removed from his pockets, including but not limited to: U.S. Currency, clear plastic bag containing a green leafy substances allegedly consistent with marijuana, brown/gold lock-blade knife, 81/2 x 11 Top of the Crown pull tab bearing winning number (413) w/pay-out of \$300.00, Top of the Crown photocopy and hand-made drawing.
 - 2. As grounds for this Motion, Defendant states:
 - 1. Defendant was arrested without a warrant and without probable cause in violation of Article I § 11 of the Indiana Constitution and in violation of the Fourth and Fourteenth Amendments to the Constitution of the United States.
 - 2. Defendant did not give his consent to the search.
 - 3. And for such other reasons as may appear upon oral hearing of this motion.
 - 4. Defendant requests an oral hearing on this motion.
 - Attached hereto and incorporated herein is a Memorandum of Law.

WHEREFORE, premises considered, Defendant moves to suppress the evidence allegedly obtained from his pockets

Dated this 13th day of October, 2009.

Respectfully submitted,

David M. Payne #5648-27 Attorney for Defendant 112 South Boots Street Marion, IN 46952

Tel: (765) 664-4132

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing has been served upon Rodney Faulk, Grant County Prosecutor's Office, Grant County Courthouse, 101 East 4th Street, Marion, Indiana 46953 by first class, postage prepaid, U.S. Mail, or by personal service this 13th day of October, 2009.

DAVID M. PAYNE

STATE OF INDIANA
) SS:

COUNTY OF GRANT
) SS:

CAUSE NO.: 27D02-0909-FD-108
Plaintiff

vs.

WILLIE J. HEMPHILL,
Defendant

OCT 13 2009

MEMORANDUM IN SUPPORT OF MOTION TO SUPPRESS EVIDENCE

On August 28, 2009, at approximately 9:00 p.m., the police responded to a call at 933 South Washington Street, Marion, Indiana in response to a report of a strong-armed robbery (purse). The police conducted an initial interview of witnesses and were told that a black male grabbed a ladies purse and took off with it. They were further told that the suspect ran across the street to the Myers Restaurant parking lot and got on a bicycle and rode off.

A short time later Defendant Willie J. Hemphill was observed by the police riding a bicycle on West 22nd Street between Gallatin and Boots. That would have been more than thirteen blocks away. The police stopped Mr. Hemphill.

Mr. Hemphill was asked by the police to consent to a search and the Defendant declined. The police asked him to keep his hands out of his pockets. The police further determined that they wanted to conduct a pat down and in the process the police officer alleged that he felt an object about four inches in length running horizontal at the bottom of Defendant's pocket which felt consistent to the slide portion of a small caliber handgun.

The police then conducted an illegal search by going through the Defendant's pockets. No handgun was recovered. The police did not have a search warrant at the time the search was conducted nor was there any basis for believing the Defendant was the alleged perpetrator of the purse snatching other than the fact that he was a black male riding a bicycle. The perpetrator of the crime was described as wearing a black hoodie and the Defendant was not dressed in that fashion when he was stopped.

A police officer can stop and detain an individual on the basis of a reasonable suspicion for an amount of time to investigate whether probable cause exists for a search or arrest. Terry v. Ohio, 392 U.S. 1 (1868). In making reasonable-suspicion determinations, the reviewing court must look at the "totality of circumstances" of each case to see whether the detaining officer has a particularized and objection basis for suspecting legal wrongdoing. United States v. Cortez, 449 U.S. 411 (1981).

In this case, given the distance the Defendant was from the scene of the crime, the fact that he was not dressed in the same fashion as the perpetrator of the crime, and that the police had no other rational basis for stopping the Defendant, the search was illegal.

The items allegedly seized should be suppressed and the State should be prohibited from introducing said evidence at the time of trial.

Respectfully submitted,

David M. Payne #5648-27

Attorney for Defendant

112 South Boots Street Marion, IN 46952

Tel: (765) 664-4132

FILED

STATE OF INDIANA COUNTY OF GRANT IN THE GRANT SUPERIOR COURT NO. 2 2009 TERM

OCT 14 2000

J Mark Starens CLERK GSC 2

STATE OF INDIANA

VS.

CAUSE NO. 27D02-0909-FD-108

WILLIE HEMPHILL

ORDER ON PLEA AGREEMENT AND SENTENCING

Comes now State of Indiana by Rodney Faulk. Comes now the defendant in the custody of the Sheriff of Grant County, together with his counsel, David Payne. State and defendant file written Plea Agreement. Defendant moves the Court to enter a plea of guilty pursuant to Plea Agreement filed. Motion granted. Defendant now enters a plea of guilty to the crime of Count 1: Theft, a Class D Felony. The Court finds the defendant's plea of guilty to be freely and voluntarily made and to have a factual basis therefor. Parties agree to waive the Presentence Investigation Report and proceed to sentencing. Cause submitted for sentencing. The Court having heretofore conditionally accepted the defendant's Plea of Guilty, pursuant to the written Plea Agreement, now accepts same. The Court now sentences the defendant, pursuant to the written Plea Agreement as follows:

- A. That he be committed to the Indiana Department of Corrections for a term of imprisonment of one and one-half (1 1/2) years
- B. That the defendant be granted 48 (actual) days, credit time, defendant was in jail pending sentencing upon such sentence.
- C. The Court recommends that the defendant be permitted to participate in the work release program, if he qualifies for same.
- D. The Court orders additional restitution in the sum of \$81.00 to the victim payable within 30 days of release from incarceration.
 - The Court orders no contact with the victim.
- F. That the Court waives court costs against defendant due to his indigency.
 - G. That Count 2 is dismissed.

ALL OF WHICH IS ORDERED, ADJUDGED, AND DECREED THIS 14th DAY OF OCTOBER, 2009.

BRIAN F. MCLANE, Judge Pro Tem

Grant Superior Court No. 2

STATE OF INDIANA

IN THE GRANT SUPERIOR COURT 2

COUNTY OF GRANT, SETTAL

2009 TERM

STATE OF INDIANA

- VS -

CAUSE NUMBER: 27D02-0909-FD-108

WILLIE HEMPHILL

PLEA AGREEMENT

Comes now the STATE OF INDIANA and the Attorney of Record for the Defendant, DAVID PAYNE, and respectfully advise the Court that a Plea Agreement has been entered into with the Defendant for the above-entitled cause, which said Agreement is as follows, to wit:

1. The Defendant will enter a plea of guilty to the crime of COUNT 1: THEFT, a Class D Felony, which carries a minimum sentence of 180 days incarceration and a maximum sentence of 3 years incarceration and a maximum fine of ten-thousand (\$10,000) dollars.

2. The State of Indiana agrees to dismiss Count 2.

COUNT 1:

1 & 1/2 years executed. State reconnects work releases JAIL:

\$0. & court costs of \$177.00. FINE:

PROB:

.. Restitution to victim within 30 days/of sentencin OTHER:

ordered by the Court.

OTHER: No contact with victim as ordered by the Court.

Victim notification is pending with Jill Speicher, Victim's Assistance Coordinator.

WHEREFORE, the STATE OF INDIANA and the Defendant, by his Attorney of Record, DAVID PAYNE, respectfully pray that the Court accept the above Agreement and for all other just and proper relief in the premises.

WILLIE HEMPHILL DEFENDANT

ON HOS

DAVID PAYNE
ATTORNEY FOR DEFENDANT

ON HOS

Respectfully Submitted,

RODNEY L. FAULK
DEPUTY PROSECUTING

DATE

DEFENDANT'S ACCEPTANCE OF PLEA AGREEMENT

Defendant in the above-entitled cause, WILLIE HEMPHILL, affirms under the pains and penalties for perjury that the following statements are true, to-wit:

- 1. Defendant has read and received a copy of the attached Plea Agreement and fully and completely understands and accepts it.
- 2. That Defendant fully understands the nature of each charge to which he/she will plead guilty.
- 3. That Defendant fully understands that by his/her plea of guilty to the crime contained in numerical paragraph one (1) of the Plea Agreement, he/she is admitting the truth of all facts alleged to prove each crime.
- 4. That Defendant fully understands that by a plea of guilty Defendant waives the following right to:
 - a) A public and speedy trial by jury;
 - b) Confront and cross-examine witnesses against him/her;
 - c) Have compulsory process for obtaining witnesses in his/her favor;
 - d) Require the State to prove his/her guilt beyond a reasonable doubt at a trial at which he/she may not be compelled to testify.
- 5. That Defendant fully understands the Defendant's right to a jury trial includes the right to have a jury determine, by proof beyond a reasonable doubt, the existence of any fact or aggravating circumstance that would allow the Court to impose a sentence in excess of the statutory presumptive sentence. The Defendant also has the right to have the State of Indiana provide written notification to the Defendant of any such fact or aggravating circumstance. The Defendant fully understands that by a plea of guilty, the Defendant waives these rights and fully understands the Court will make the determination as to the existence of any fact or aggravating circumstance that would allow the Court to impose a sentence in excess of the statutory presumptive sentence, without the use or intervention of a jury and sentencing will proceed without any written notification to the Defendant by the State of Indiana of any such or aggravating circumstance.
- 6. That Defendant has been advised of the maximum possible sentence and minimum sentence for each crime charged.
- 7. That Defendant has been advised of the possible increased sentence by reason of the fact of a prior conviction or convictions and possibility of the imposition of consecutive sentences.
- 8. That Defendant has been advised of the possible ramifications to his/her driver's license that may occur due to his/her plea of guilty to a traffic offense.

Specifically, the Defendant has been advised of the qualifications of being considered a habitual traffic violator by the Bureau of Motor Vehicles, and by statute.

- 9. That Defendant fully understands that the Court is not a party to this Plea Agreement between the STATE OF INDIANA and Defendant and that the Court may accept or reject it. If the Court accepts the Plea Agreement the Court shall be bound by the terms of the Plea Agreement. If the Court rejects the Plea Agreement, the Court will set the case for trial.
- 10. Defendant's guilty plea is completely voluntary, and that no threats, promises, force or coercion was used against him/her.
- 11. Defendant is fully satisfied with the services rendered by his/her Attorney of Record, DAVID PAYNE, and that said Attorney has competently and effectively represented him/her.
- 12. Defendant acknowledges that his execution of this agreement evidences the fact that he is knowingly, intelligently, and voluntarily waiving his right to challenge the sentence imposed by the Court, pursuant to this agreement, on the basis that such sentence is erroneous. The Defendant further agrees that by his execution of this agreement he is waiving his rights to challenge the Court's finding and balancing of mitigating and aggravating factors as well as his right to have the Court of Appeals review the sentence imposed herein under Indiana Appellate Rule 7(B).
- 13. Defendant's signature to this acceptance certifies that all of the statements contained in said Acceptance of Plea Agreement are true, and that any questions concerning said Acceptance of Plea Agreement have been answered by his/her Attorney of Record to his/her complete satisfaction.

WILLIE HEMPHILL

DATE

STATE OF INDIANA)
) SS:

COUNTY OF GRANT)

STATE OF INDIANA

VS. Willie Hemphill # 157251 IN GRANT SUPERIOR COURT II
2010 TERM

MAR 19 2010

GLERICOSE NO. 27D02-0909-FD-108

FINDINGS AND ORDER FOR COMMUNITY TRANSITION PROGRAM

This matter having come before court on the receipt of the notice dated March 22, 2010 for the Community Transition Program under Ind. Code 11-10-11.5-2 filed herein, and the court having jurisdiction over the defendant and the subject matter in this case and having considered the evidence and being duly advised in the premises, now renders and files its specific findings and determination:

That no hearing was held.

The Court finds one or more of the following:

That good cause exists to deny the placement.

IT IS ORDERED AND ADJUDGED that the Indiana Department of Correction retain control over the defendant and the defendant <u>not</u> be assigned to the community transition program.

SO ORDERED this

day March, 2010.

Judge, Randall Johnson

Copies of this order shall be sent immediately to:

- 1. The prosecutor, James Luttrull and Seamless Reentry Court, Brant Yeakle
- 2. Department of Correction: Community Transition Program Manager, Indiana Department of Correction, 402 West Washington Street, Rm. W-341, Indianapolis, Indiana 46204-2738.

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT FOR PUBLIC RELEASE

CASE REPORT DP100127333-0000

INCIDENT: 190 BURG-FORCIBLE ENT-RES NIGHT

LOCATION:

GEOZONE: 230005 AREA: MND BEAT: ND11

OCCURRED: 08/30/2010 AT 01:00 TO 08/30/2010 AT 07:30

REPORTED: 08/30/2010 AT 07:40

ARRESTS: 0 INJURED: 0 DEAD: 0 VEHICLES TOWED: 0

MODUS OPERANDI

PREMISE TYPE: RESIDENCE-INSIDE

METHOD OF ENTRY: F

POINT OF ENTRY: ENTRY LOCATION:

WEAPON USED: CRIME CODE: BURGLARY

GANG ACTIVITY: GANG:

ALARM:

PERSON 1

INVOLVEMENT: VICTIM

RACE: SEX: DOB: AGE:

HGT: TO WGT: TO

HAIR: EYES:

CITY: INDIANAPOLIS STATE: IN ZIP: 46205

PERSON 2

INVOLVEMENT: SUSPECT

NAME:

RACE: BLACK SEX: MALE

DOB: AGE:

HGT: TO WGT: TO

HAIR: EYES:

PROPERTY 1

INVOLVEMENT: STOLEN

CATEGORY: TV,RADIO,STERO,ETC

TYPE: ARTICLE - TV **BRAND: SHARP** MODEL: 42INCH

DESCRIPTION: 42 INCH FLAT SCREEN T.V.

ON THE ABOVE DATE AND TIME, I RECEIVED A RADIO RUN TO ON THE REPORT OF A RESIDENCE BURGLARY.UPON ARRIVAL, I SPOKE WITH THE VICTIM, CHRISTAL ROSS B/F, 1/30/76, WHO STATED SOMETIME OVERNIGHT SOMEONE CLIMBED ON HER HOT TUB OUTSIDE A SOUTH SIDE WINDOW IN THE BACK OF THE RESIDENCE, CUT THE SCREEN. BUSTED OUT THE GLASS AND UNLOCKED THE WINDOW TO MAKE ENTRY. SHE STATED THE 42 INCH FLAT SCREEN T.V. WAS TAKEN FROM THE FRONT ROOM OF THE RESIDENCE AND THAT THE SUBJECT EXITED THE RESIDENCE THROUGH THE BACK DOOR, WHICH WAS UNLOCKED AND OPEN WHEN SHE WOKE UP.MS. ROSS STATES SHE HAS HAD PROBLEMS WITH THE SUSPECT, WHO IS

A BROTHER-IN-LAW, AND STATES HE WAS SEEN YESTERDAY IN FRONT OF HER RESIDENCE RIDING A BICYCLE AND CARRYING A T.V.NO WITNESS INFORMATION AT THE TIME OF THIS REPORT.ET, A133, PHIL REID WAS ON THE SCENE FOR PICTURES AND POSSIBLE PRINTS.

REPORTING OFFICER: L4045-LEWIS, CONNIE S IMPD END OF REPORT

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

Anthony Ragucci vs. TIFFINA LACY-CRAIG, WILLIE LACY, WILLIE HEMPHILL

 Case Number
 49K01-1012-SC-13119

 Court
 Center Township

 Type
 SC - Small Claims

 Filed
 12/07/2010

 Status
 04/04/2011 , Decided

Parties to the Case

Defendant LACY-CRAIG, TIFFINA

Address

3108 N COLLEGE AVE Indianapolis, IN 46205

Defendant LACY, WILLIE

Address

3108 N COLLEGE AVE Indianapolis, IN 46205

Defendant HEMPHILL, WILLIE

Address

3108 N COLLEGE AVE Indianapolis, IN 46205

Plaintiff Anthony Ragucci by Advanced Debt Collection, INC

<u>Address</u>

1111 E 54TH ST STE 101 INDIANAPOLIS, IN 46220

Chronological Case Summary

12/07/2010 Case Opened as a New Filing

12/07/2010 Hearing Scheduling Activity

Eviction Hearing scheduled for 12/28/2010 at 8:30 AM.

12/28/2010 Eviction Hearing

Session:

12/28/2010 8:30 AM, Judicial Officer: Smith-Scott, Michelle

Result: Commenced and concluded

12/28/2010 Hearing Scheduling Activity

Damages Hearing scheduled for 04/04/2011 at 1:30 PM.

12/28/2010 Administrative Event

DOP Jan 1, 2011

Judicial Officer: Smith-Scott, Michelle

File Stamp: 12/28/2010

04/04/2011 Damages Hearing

Session:

04/04/2011 1:30 PM, Judicial Officer: Smith-Scott, Michelle

Result: Commenced and concluded

Judicial Officer Smith-Scott, Michelle

Comment:

(Plaintiff fails to appear, Damage request Dismissed)

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Anthony Ragucci by Advanced Debt Collection, INC

Plaintiff

Balance Due (as of 08/16/2018)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	94.00	0.00	94.00

Transaction Summary

Date	Description	Amount
12/07/2010	Transaction Assessment	81.00
12/07/2010	Counter Payment	(81.00)
12/28/2010	Transaction Assessment	13.00
12/28/2010	Counter Payment	(13.00)

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

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Anthony Ragucci vs. Schrelle Hemphill, Willie Hemphill

 Case Number
 49K01-1109-SC-08640

 Court
 Center Township

 Type
 SC - Small Claims

 Filed
 09/08/2011

 Status
 01/05/2012 , Decided

Parties to the Case

Defendant Hemphill, Schrelle

<u>Address</u>

3763 N Broadway ST

APT 3

Indianapolis, IN 46205

Defendant Hemphill, Willie

<u>Address</u>

3763 N Broadway ST

APT 3

Indianapolis, IN 46205

Plaintiff Anthony Ragucci by Advanced Debt Collection, INC

<u>Address</u>

1111 E 54th ST

STE 101

Indianapolis, IN 46220

Chronological Case Summary

09/08/2011 Case Opened as a New Filing

09/08/2011 Hearing Scheduling Activity

Eviction Hearing scheduled for 09/20/2011 at 8:30 AM.

09/20/2011 Eviction Hearing

Session:

09/20/2011 8:30 AM, Judicial Officer: Smith-Scott, Michelle

Result: Commenced and concluded

09/20/2011 Hearing Scheduling Activity

Damages Hearing scheduled for 12/19/2011 at 1:30 PM.

09/20/2011 Partial Judgment entered

Judicial Officer Smith-Scott, Michelle

Comment:

(DOP 9/24/11 @ 12 noon)

09/20/2011 Order for Writ

Court Orders for Writ of Restitution

Judicial Officer: Smith-Scott, Michelle

Order Signed: 09/20/2011

12/19/2011 Damages Hearing

Session:

12/19/2011 1:30 PM, Judicial Officer: Smith-Scott, Michelle

Result: Commenced and concluded

12/19/2011 Dismissed Without Prejudice

Judicial Officer Smith-Scott, Michelle

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

NOTICE OF CLAIM FOR POSSESSION OF REAL ESTATE STATE OF INDIANA, COUNTY OF MARK ., ss: Center Township of Marion County Small Claims Court 200 East Washington St., City County Bldg., Suite G-5 Indianapolis, IN 46204 - Phone (317) 327-5060 TR Property Management, LLC 1111 E. 54th St. Suite 101 Service Requested: Personal Indianapolis, IN 46220 317-253-7800 Сору Plaintiff: (Name, Address & Phone Number) Certified Mail Cause No: 49K01-1109-SC-008640 Schrelle Hemphill, Willie Hemphill, etal. 3763 N. Broadway St. #3 Indianapolis, IN 46205 Defendant: (Name, Address & Phone Number) the plaintiff rented to the defendant the premises located at The plaintiff complains of the defendant and says: That on 10/19/2010 3763 N. Broadway St. #3 .in Marion County, Indiana at a rent of \$ 295.00 per week / per month and the on 8-4-11 said tenancy expired by the terms thereof for the reason. NON-PAYMENT OF RENT . That ever since said date 8-4-11 , the plaintiff has been entitled to the possession of said premises. That the defendant unlawfully Holds over and detains possession of said premises from the plaintiff to his damage in the sum of \$980.00 WHEREFORE, plaintiff demands judgment for the possession of the premises and for said damages, court cost and other proper relief. anthon Ryenon , Plaintiff Dated: September 6, 2011 TO ANY CONSTABLE OF THIS TOWNSHIP: You are hereby commanded to summon the above defendant(s) to appear before me in Court on 9/20/2011 at 8:30 o'clock A M to answer the plaintiff in a hearing on the above claim and to make due return of the Notice of Claim. Judae Dated: CONSTABLES RETUN OF SERVICE OF NOTICE OF CLAIM I certify that I have served this Notice of Claim on_ By delivering Notice of Claim to the Defendant. 2) By leaving a copy of the Notice of Claim at which is the dwelling place or usual place of abode of and by mailing a copy of the Center Turniship of Mexicon County M. Smith Scott, Small Claims Court Notice of Claim to said Defendant at the such address. 3) Other service remarks: Constable NOTICE TO ALL PARTIES: The nature of the Plaintiff's claim against you and demand made is stated above. You may represent yourself or hire an attorney In Court on the date and time set above, you will be asked to admit or deny claim. If you deny the claim, a trial date shall be set at this admit or deny If the defendant does not wish to dispute the claim of the Plaintiff, he/she may appear to agree to a judgment and for the purpose of allowing the court to establish a method by which the judgment shall be paid. If the Defendant cannot appear at the time and place set for the admit or deny hearing, he/she shall write the Court at the above address requesting a trial setting at a future date. If the Defendant fails to appear in Court at the time set for the hearing, a default judgment may be entered against the Defendant. The Plaintiff waives a trial by jury by filing his/her claim in the Small Claims Court. The Defendant waives trial by jury also unless he/she requests a jury trial within ten (10) calendar days of the receipt of the Notice of Claim. Once a request for trial by jury is granted, a transfer fee for transfer to the Superior Court must be paid within ten (10) calendar days. If the fee is not paid.

- waiver of jury trial occurs. Once a request is made and fee paid, request cannot be withdrawn without the consent of the other party.
- The defendant may within ten (10) days of service of the summons file a change of venue of this matter. Proper venue is determined by the court in the following order;
 - (1) In an action upon a debt or account, venue is in the township where any defendant has consented to venue in a writing signed by the defendant.
 - (2) Venue is in the township where a transaction or occurrence giving rise to any part of the claim took place.
 - (3) Venue is in the township (in a county of the Small claims Court) where the greater percentage of individual defendants included in the complaint resides, or, if there is no such greater percentage, the place where any individual defendant so named resides, owns real estate, or rents an apartment or real estate or where the principal office or place of business of any defendant is located.
 - (4) Venue is in the township where the claim was filed if there is no other township in the county in which the small claims court sits in which required venue lies.

Claims between landlord and tenants shall be in the township where the real estate is located.

RESIDENTIAL LEASE

This is a legally binding Contract if not understood Seek legal advice

5H WH

LEASE: This Lease made and executed this <u>19th</u> day of <u>October</u>, <u>2010</u> by and between (Lessor) Anthony Ragucci hereinafter called "Landlord", and (Lessee) <u>Schrelle & Willie Hemphill</u> called "Tenant" (All occupants age 18 and/or above shall be required to sign this document)

5-H WH3

LANDLORD'S ADDRESS: 1111 E. 54th Street, Suite 101, Indianapolis, IN 46220

J-HWH4

N. Broadway Street #3 located in city of Indianapolis, Center Township, Marion County, Indiana.

TERM: The initial term of this Lease shall be approximately approx. Twelve months commencing October 19t 1, 2010 and terminating on October 31, 2011. The landlord shall not be liable for failure to deliver possession of the leased premises

on the above specified date, but Tenant's rent shall abate from the date of the commencement of this Lease to the date

LEASED PREMISES: The landlord does hereby lease and demise to the Tenant the premises commonly known as 3763

5H WH5.

EXTENDED TERM: This Lease shall be **self renewing** for additional periods of <u>Twelve Months</u> unless written notice of termination (Notice to Vacate) is given by either party <u>30 Days</u>in advance of period termination. The landlord st all have the right to adjust the rental payments for each extended term. <u>Your written notice to vacate must be turned into the office no later than the month before you want to stop this lease from self-renewing.</u>

5HWH6.

RENT: The Tenant promises to pay to the Landlord as rent the sum of <u>Three Thousand Six Hundred Sixty Eight</u> Dollars (\$3,668.00), for the whole of the term provided, due and payable at the time of the making of this Lease. For the convenience of the Tenant only, such rent may be made payable as follows.

(a) Two Hundred Ninety Five Dollars (\$295.00) due on the 1st of each month no later than 6:00 p.m. payable in advance, without relief from valuation or appraisement taws, to the office of the Landlord or his Agent or such other place as the Landlord may from time to time designate. Payments are applied first toward damages, then late fees, then back rent and finally current rent.

(a) All rent payments shall be paid by {check} or {money order}.

(b) PERSONAL CHECKS will not be accepted for payment of rent delinquent more than 5 days.

(c) No cash will be accepted for rent payment.

possession is delivered to Tenant.

SH WH

ADDED RENT FOR LATE PAYMENT: Late charges, attorney's fees and any expenses related to the enforcement of this lease shall be classified as "additional rent" or "added rent". Lease violation penalty fees shall be classified as "additional rent". This additional rent is payable as rent, together with the next monthly rent due. If tenant fails to pay additional rent on time, Landlord shall have the same rights against tenant as if it were a failure to pay rent. Landlord will a ply monies received towards any past due charges, paying the oldest charges first. FIFTY (\$50.00) ADDITIONAL RENT WILL BE DUE IF RENT IS NOT PAID IN FULL BY THE THIRD (3rd) OF THE MONTH. SUBJECT TO EVICTION AFTER THE THIRD OF THE MONTH.

5-41 WH

NSF (NON-SUFFICIENT FUNDS): A Thirty Five Dollar (\$35.00) charge will be assessed for any personal check, returned by the bank. If a personal check is returned for NSF, then only money orders and cashier's checks will be accepted for future payments. If a check is returned for NSF after the third (3rd) of the month, a \$50.00 additional fee will be imposed for payment of late rent.

5HWH9.

ADDITIONAL FEES: In the event any legal action is taken to gain possession of the property or to collect delin usent rents, damages, or other costs, the Tenant agrees to pay all fees, including but not limited for each filing: court costs filing fees, writs of restitution, extra person fees, co-signer fees, TR Property Management's processing and administrative fees, reasonable attorney's fees, moving fees, storage fees and collection costs.

SH WHO.

DAMAGE DEPOSIT: (\$200.00) Two Hundred Dollars will be held for damages, and not as rental payment, final or otherwise, to ensure that the tenant complies with all of the terms and conditions of this agreement. This amount will be returned to the tenant within 45 days of termination of this Lease agreement end delivery or possession of the property to the landlord. The following conditions must be met to qualify for a full refund.

(a) The term or extended term of the lease has been completed.

- (b) Proper notice to vacate has been provided (See "EXTENDED TERM; above)
- (c) All rents and charges, including the SEWER bill are paid in full.

(d) No damage has occurred to the property.

(e) All personal possessions have been removed from the property by termination date.

(f) All keys to the property have been returned to the Landlord by termination date,

- (g) Tenant to supply, in writing and hand delivered, a valid forwarding address upon vacating the unit. If no new address is given, then all future correspondence will be sent to the last known address.
- (h) The property has been thoroughly cleaned and delivered in good condition upon vacating.
- (i) Tenant has moved by the agreed upon date as set forth in writing in his notice to vacate

Page 1 of 5
Equal Housing Opportunity

(j) Tenant's damage deposit Mart NOT be applied to any lease buyout fee.

SH WHI.

HOLD OVER: If Tenant does not deliver possession by the agreed upon date, rent for the next rental period hall be due. In addition, the Tenant shall pay the Landlord \$20.00 per day as liquidated damages until possession is delivered to the Landlord. The Landlord reserves the right to appropriate all or part of this deposit to cover the costs of damages, loss of rents, unpaid sewer bill, and/or any costs incurred in the re-rental of the Property upon breach of contract by the Tenant. The appropriation of said deposit shall not be exclusive remedy for the Landlord, but shall be cumulative, and in addition to any other remedy to which the Landlord is entitled hereunder. In the event of sale of the property, the Landlord is shall have the right to transfer the deposit to a new owner, less any outstanding charges, requiring such party to assume the responsibility of the return of the deposit, and the Landlord shall thereupon be released from liability for the return of same. Tenant shall look solely to the new Landlord for the return of said deposit. NO INTEREST SHALL BE PA D ON SAID DEPOSIT.

5H WH2

UTILITIES: Unless otherwise specified the Tenant shall pay all charges, fees and/or assessments for utilities including but not limited to: gas, oil, coal, electric, water, sewage, telephone, sanitary disposal and trash & garbage removal. Any exceptions shall be set forth in writing. If applicable, the following exceptions apply: Tenant responsible to maintain Electric & Gas utilities for entire term of the lease

- (a) It is the responsibility of the tenant to contact the utility companies to make arrangements to have the utilities connected in their name. These utilities are to be transferred or reconnected in the Tenant's name within 24 hours from the Lease date and maintained in an active status during the term of the Lease. Tenant is responsible for all damages resulting from any utilities not being maintained during the entire term of this Lease or any extensions thereof.
- (b) The Landlord shall have the right to add any past due SEWER CHARGES directly to the rent balance
- (c) In the event Landlord is responsible for certain utilities, Landlord reserves the right to be reimbursed for increases in the cost of said utilities due to the use in the premises of appliances not furnished by Landlord.
- (d) Electrical space heaters and window air conditioners are prohibited without Specific clearance of electrical circuit safety and prior written consent of the Landlord.
- (e) Damage resulting from the Tenant's appliances will be charged back to the Tenant.
- (f) The Landlord shall have no liability for any injury or damage whatsoever which may arise or acc ue from his failure to furnish cold or hot water, electricity, or heat, regardless of such failure. All claims for such injury or damage being hereby expressly waived by the Tenant. Landlord shall have no liability for any damage or Injury resulting from any utility meter, pit, pipe, wire, device or usage. Any such liability shall be that of the utility company or the tenant.

PETS: NO pets will be brought on the premises, inside or outside, without the prior written approval of the Landlord. No outside doghouses, pens, fences, cages, etc. may be erected without the prior written approval of the Landlord. Under no circumstances will any vicious, or attack dogs be allowed on the premises during term or extended term of the lease. Housing any restricted breed or prohibited pet is a lease violation, and cause for eviction. Examples of restricted breeds include, but are not limited to, the following:

Akitas

Bassett Hounds

Beagles

Bloodhounds -

Chow Chows

Mastiffs

Dalmations Pit Bulls Doberman Pinchers Pit Bull Terriers Great Danes Rottweilers German Shepherds

Staffordshire Terrier

ANY mix breed with any of the above is also prohibited.

Any dog over 40 pounds, when fully grown, is also prohibited.

This list does NOT preclude other special types of dogs from being prohibited,

Any animal(s) on the property, whether housed there temporarily or not, will immediately be charged an unauthorized monthly pet fee of \$75.00 per pet. In addition, a non-refundable pet deposit of \$200.00 will be charged for each pet. Tenants agree to adhere to local ordinances, including leash and licensing requirements. Upon Landlords request, Tenant must provide vaccination documents immediately for any pet on the premises. Landlord reserves the right to revoke permission to keep the pet(s) upon written notice.

Any animal(s) on the premises shall be the responsibility of the Tenant who accepts full responsibility and liat lity for any damages or injury caused by the animal(s) to anyone on or off the premises, or to the premises itself during the term of tenancy.

SH WH 14

14. USE OF PREMISES: The tenant will occupy said premises for a single-family, private residence, and for no off or purpose whatsoever. The Tenant warrants and certifies that his/her family is composed of Two Adults, and that no off or persons shall occupy this residence. The Tenant shall not make or permit any use of the premises, which, directly or indirectly is forbidden by public law, ordinance, government regulation, or other restrictions, nor which is dangerous to fe, limb or property, nor which will or tends to injure the reputation of the premises or the building, nor which will be obnox ous to any other tenant of the building or residents of the neighborhood.

54 WHs.

HOUSE RULES: Tenant agrees a abide by any and all reasonable house rules including, but not limited to: pise, odors, disposal of refuse, pets, parking use of the common area. Any house rules which are in effect at the time of the execution of this Residential Lease are attached as an addendum to this document. Any house rules adopted after the execution of this Residential Lease shall be promptly provided to Tenant in writing in accordance with the Notice provisions of this Residential Lease.

5H W16.

- VEHICLES: (a) NO AUTOMOBILES, TRUCKS, TRAILERS, NOR OTHER VEHICLES ARE TO BE DRIVEN OR PARKED ON LAWN AREAS.
 - (b) All vehicles found parked on the lawn areas will be towed immediately, without additional notice, at the Tenant's expense.
 - (c) Disabled vehicles and/or vehicle parts shall be towed or removed from the premises. THE TENANT AGREES TO PAY ALL TOWING AND STORAGE CHARGES TO REDEEM VEHICLE.
 - (d) Tenant will be charged \$35.00 per occurrence for each violation of the above vehicle restrictions.
 - (e) Tenant will be responsible for any costs incurred in correcting damage occurring to the lawn or grass, due to the tenant driving or parking in any grass area.

54 WH

MULTIPLE SIGNATORIES: It is expressly understood that this agreement is between the Landlord and each signatory individually and severally. In the event of default of any one signatory, each and every remaining signatory as well as the defaulting signatory shall be responsible for timely payments of the entire rent and all other provisions of this agreement.

SUBLETTING OR ASSIGNMENT: The Tenant shall not assign nor convey this lease or any interest thereo, nor sublet any portion of the premises or allow any person not bound by this agreement to reside on the property. There is a \$75.00 per month charge for each person not on the lease and occupying the premises.

19. CONDITION OF PREMISES: The Tenant has examined the premises before signing the Lease and agrees that the premises, building, and the room or rooms of the building are in good sanitary condition. The Tenant shall have 48 hours from the acceptance of this agreement to provide the Landlord with a list of any noted damaged to the unit, equipment, fixtures, or appliances. If said list is not received within 48 hours, the property shall be deemed as clean and in good, acceptable condition.

SH WH 20.

20. **DESTRUCTION OR CONDEMNATION:** In the event the property becomes uninhabitable during the term or extended term of this Lease, due to No fault of the Tenant, the Landlord shall refund any pre-paid rents within ten (10) working days. The Landlord shall not be held accountable or legally obligated to perform any further services either in fact of ronetarily.

TENANT'S DUTIES: Tenant agrees to meet the following obligations, including, but not limited to:

- (a) Tenant shall bear the cost of replacing all glass broken, including repair of frames & screens in both windows and storm doors.
- (b) Tenant shall, at his or her own expense, and at all times, keep the premises including the yard, sidewalk, appliances, and furnishings in a clean, safe and sanitary condition and shall surrender the same, at termination hereof in as good condition as received.
- (c) Tenant shall acknowledge that all drains servicing the unit are open and functional at the time of Terant's entry. Tenant shall bear the cost of correcting any drain stoppage problems not reported by Tenant within for reight (48) hours after commencement of this Agreement. If any foreign items are pulled from the drain, the cost of the service will be charged back to the tenant. This includes, but is not limited to Grease, Hair, Hygiene Products, Clothes, Toilet Paper, Toys, Etc.
- (d) Tenant must report any damage to water pipes, toilets, drains, electrical fixtures, and any appliance furnished. Tenant may be responsible for extended damage to the unit for not contacting the Landlord.
- (e) Tenant shall acknowledge that the unit is free and clear of all pests (including, but not limited to: roaches, ants, bees, fleas, mice, rats, etc.) at the time Tenant takes possession. Tenant shall bear the cost of correcting any pest control problems not reported by Tenant within forty-eight (48) hours after commencement of this Agreement.
- (f) Tenant shall agree to bear the cost of curing any damage to the property caused by the Tenant, Tenant's visitors, or any third party. Tenant shall be obligated to protect the leased premises during the term or extended erm of this Agreement, and shall be responsible for damages even if inflicted by others.

(g) Tenant is required to replace the air filters in the furnaces during the heating season at least every 4 weeks

- (h) Tenant shall not act in a manner deemed as abusive to the Landlord, his assigned agent(s) and or his employee(s) at any time. This includes, but is not limited to, yelling, threatening, or the use of profanity. Failure to comply with this clause could constitute grounds for termination of the Lease Agreement.
- (i) Tenant shall notify the Landlord of any changes in job status, current work location and home phone numbers. Tenant must notify the landlord IN WRITING of any new forwarding address upon vacating the dwelling. The "4t day letter" will be sent to the new forwarding address. If no forwarding address is given, the 45 day letter will be sen to the last known address.
- (j) Tenant to remove snow from walkways, sidewalks and driveway on the leased premises only.
- (k) Tenant agrees to notify Landlord, in writing, prior to the installation of any security or alarm system. Tellant further agrees to immediately provide Landlord with an access code to any active alarm or security system.
- (I) Tenant agrees to notify Landlord, in writing, prior to the installation of any satellite dish, receiver, or sim ar system. Tenant agrees to have these systems installed only on a wood surface, and agrees satellite will not be installed on any part of the roof, brick, aluminum, vinyl, or other similar material.
- (m) Tenant agrees to maintain the grass, trim all weeds, and pick up all trash, brush & fallen timber from property during

- term or extended term of the lease. Tenant agrees that any costs that the Landlord incurs because of the tenants failure to maintain the property will be charged back to the Tenant.
- (n) For liability reason, tenant will not undertake any repairs or maintenance of their own accord. All main enance and repairs are to be done by the management company. Paragraph (j) is the exception.
- (o) Landlord does not guarantee the function or existence of any phone line system. Including but not limited to: wiring, jacks, blocks, etc. Tenant assumes all responsibility to maintain, add, or repair any existing phone lines and accessories.
- (p) Landlord does not guarantee the function or existence of any cable or internet systems, Including but not limited to: wiring, cables, outlets, moderns, receivers, etc. Tenant assumes all responsibility to maintain, add, or repair any existing cable or internet hookups or accessories.
- (q) Tenant shall assume responsibility to pay Landlord a \$45.00 service call charge for lighting any pi of lights on premises. This includes, but is not limited to: water heaters and furnaces. Stoves provided by landlord will be lit at no charge, However if gas service has been disconnected during tenancy, the \$45.00 service call charge vill still apply for re-lighting these pilot lights. Landlord will not, under any circumstances, hook up, connect, or light p of lights on any stove or appliance that belongs to Tenant.
- (r) Cooking grills or 55 gallon drums (gas or charcoal fired) are not to be used at any time on open or closed porches.
- (s) Under no circumstances may any rent be withheld in full or in part, regardless of any expenses incurred by Tenant, regardless of the financial status of the premises, or the legality of the premises. Rent must be paid o Owner or Owner's agent only. Non-payment or payment to any other party is a violation of this Lease Agreement and cause for immediate eviction.

CARE OF PREMISES: If the Tenant fails to maintain or correct any condition as called for in this Agreement, then the Landlord shall have the right, after giving twenty-four (24) hours written notice, to make corrections. The total cost of said corrections shall be added to the current rent balance due

SMOKE DETECTORS: The Landlord has installed <u>One</u> smoke detector(s) in the unit. The Tenant acknowledges the presence of said detector(s) and hereby agrees to periodically test said detector(s), replace 9-volt batteries as eeded, and report all faulty equipment immediately to the Landlord. The Landlord will pay the cost of replacement of faulty equipment, but not including 9-volt batteries. The Tenant hereby agrees to hold the landlord harmless of any and all ability from damage and/or injury resulting from faulty smoke detector(s).

24. ENTRY AND INSPECTION: The Landlord, his assigned agent(s) and or his employee(s) may enter the prer ises at any reasonable hour to inspect, repair, maintain, improve or show the premises. If service personnel, Landlord, his agents or employees are restricted from entrance for any reason (such as, but not limited to: changed locks, pets, entry refused by occupants, etc.), the Tenant will be charged a \$175.00 service charge. If said entrance restriction occurs during showing of the premises for rental or sale this charge will be tripled. The landlord shall have the right to retain and use a pass key to the premises. The landlord reserves the right to affix "For Rent" and/or "For Sale" signs on the property. The exercise of these rights of the landlord shall never be deemed an eviction or disturbance of Tenant's peaceable use and possession of the premises and shall never render the landlord liable in any manner to Tenant or any person(s) in the premises.

25. ALTERATIONS: Tenant shall not paint, wallpaper, nor otherwise redecorate the premises nor shall additional appliances or special electrical mechanical equipment be installed or operated without the prior written consent of the land ord. Tenant shall not install any additional locks nor change existing locks. The Tenant shall post no signs on the property. The landlord will not be obligated in anyway to pay, indemnify, nor insure any contractors or other service person performing at the request of the tenant and not directly hired by the Landlord Neither Tenant, nor anyone acting on behalf of or at the direction of Tenant shall do anything to cause a lien, assessment or any other cloud upon the title to be placed against the leased premises.

26. **INSURANCE:** The Landlord will insure the building and his property only, not the Tenant's property in or on the premises. The Tenant agrees to maintain Renter's Insurance for his or her own personal property and liability and agree to make no claim against the landlord for any loss or damage regardless or whatever cause for such loss.

27. BREACH OF LEASE: Upon failure to pay any rent due, or charges stated herein, or if the Tenant, without landlord's written consent, shall violate any terms of this lease, landlord hereby reserves the right to seek any legal remedies available. The Tenant shall pay an additional Processing Fee of \$295.00 to compensate Landlord for the time and effort involved in curing the Tenant's default.

28. ABANDONMENT: In the event Tenant shall abandon or vacate the premises before the end term, the premises, or any thereof, may be repossessed by the Landlord and re-let upon terms satisfactory to it, and Tenant shall be liable for deficiency resulting there from. Any and all property left by the Tenant in or on the leased premises after vacating at any time shall become the property of the Landlord who shall have the right to dispose of such property as he sees it.

WAIVER: No failure of the landlord to enforce any provision hereof shall be deemed a waiver, nor shall accept ance to the partial payment of rent be deemed a waiver of the landlord's light to the full amount thereof.

30. INDEMNIFICATION AND RELEASE: Tenant shall indemnify and hold harmless Landlord from and against any and all

5H WH22.

su wh

5H 2

5H 28

2H 3

damages, claims, and liabilities arising from or connected with Tenant's control or use of the leased premises. The indemnification shall not include any matter for which the Landlord is effectively protected against by insurance. If Landlord shall, without fault, become a party to litigation commenced by or against Tenant, then Tenant shall indemnify and hold Landlord harmless. The indemnification provided by this section shall include Landlord's legal costs and fees in connection with any such claim, action or proceeding. Tenant does hereby release Landlord from any and all liability from any accident, damage of injury cause to person or property on or about the Leased Premises.

MANAGEMENT LIABILITY: All repair, maintenance and capital outlay expenses are to be approved and paid for by the owner. If the owner refuses, or cannot pay for the repair, maintenance, or capital expense, TR Property Mana ement, LLC will not be able to do the work.

NOTICES: Any notice which either party is required to give, may be served in person or by mailing the san e, postages paid, to Tenant at the premises or to the Landlord at the address as listed in this agreement or at such place; as may be designated by the parties from time to time. Should any terms of this Lease agreement be violated by the Tenant, this document shall be considered notice of intent to file legal action and no further notice will be served.

INTERPRETATION: In interpreting this Lease, all captions are titles and shall be disregarded, and when applicable, the singular of any word shall mean or apply to the plural, and masculine form shall mean and apply also to feminine, and vice versa.

EARLY LEASE TERMINATION: In the event that the tenant must vacate the premises before the expiration of the lease agreement, the tenant must comply with the following:

- No Early Terminations will be granted on any lease that is less than 90 days.
- A written 30-day notice to vacate the property must be received by the office.
- The tenant must have paid ALL rents & charges before the move-out date.
- The tenant must pay a \$400.00 early termination fee; at the time the 30-day notice to vacate is turned into the office.
- The tenant will be responsible for any damages that have occurred to the unit, during the tenancy, and all damages must be paid in full before Tenant vacates the premises.
- Tenant must provide landlord with a forwarding address before vacating the property.

When all of these conditions are met, the Landlord will terminate the lease agreement effective on the actual move-out date.

35. FURTHER CONDITIONS: 1. THERE IS A \$75.00 CHARGE PER MONTH PER WATERBED OR AQUARIUM MORE THAN 10 GALLONS, 2. ADDENDUMS TO BE MADE PART OF LEASE AGREEMENT. 3. THERE IS NO IMPLIED WARRANTY OF HABITABILITY.

THE UNDERSIGNED HEREBY ACKNOWLEDGES READING, UNDERSTANDING, AND AGREEING TO THE ABOVE. THIS LEASE AGREEMENT CONSTITUTES ALL AGREEMENTS BETWEEN THE LANDLORD AND THE TEMANT AND NO ORAL MODIFICATIONS OR AGREEMENTS EXIST. ANY CHANGES IN THE AGREEMENT SHALL BE MADE IN WRITING AND SIGNED BY BOTH THE LANDLORD AND THE TENANT. ALL COVENANTS AND REPRESENTATIVES HEREIN CONTAINED ARE BINDING UPON AND SHALL INCUR TO THE BENEFIT OF THE HEIRS, SUCCESSORS, PERSONAL REPRESENTATIVES AND ASSIGNS OF THE LANDLORD AND THE TENANT.

WITNESS OUR HAND, THIS 19th DAY OF October, 2010 Tenant's Signature: Schrelle Hemphill Tenant's Signature: Social Security #: Landlord: Anthony Raqueci Tenant's Signature: Willie Hemphill Social Security # Anthony Raqueci

PLEASE MAKE ALL CHECKS AND MONEY ORDERS PAYABLE TO:

TR Property Management, LLC

Page 5 of 5 **Equal Housing Opportunity**

NOTICE OF CLAIM FOR POSSESSION OF REAL ESTATE	
STATE OF INDIANA, COUNTY OF M. ON, ss:	Center Township of Marion County Small Claims Court 200 East Washington St., City County Bldg., Suite G-5 Indianapolis, IN 46204 – Phone (317) 327-5060
Indianapolis, IN 46220 317-253-7800	ce Requested: Personal Copy
Plaintiff: (Name, Address & Phone Number)	Certified Mail
Schrelle Hemphill, Willie Hemphill, etal. 3763 N. Broadway St. #3 Indianapolis, IN 46205 Defendant: (Name, Address & Phone Number)	Lause No: 49K01-1109-SC 0 0 8 6 4 0
The plaintiff complains of the defendant and says: That on 3763 N. Broadway St. #3 In Marion County, Indiana at a rent of \$ 295.00 by the terms thereof for the reason. Non-PAYMENT OF RENT . That ever si to the possession of said premises. That the defendant unlawfully Holds over damage in the sum of \$980.00 WHEREFORE, plaintiff demands judgment frost and other proper relief.	and detains possession of said premises from the plaintiff to his or the possession of the premises and for said damages, court
Dated: September 6, 2011	The arthur delicery, Plaintiff
TO ANY CONSTABLE OF THIS TOWNSHIP: You are bereby commanded to	
Dated: CONSTABLES RETUN OF SERVICE OF NOTICE OF CLAIM	Karit JOOIS
1) By delivering Notice of Claim to the Defendant. 2) By leaving a copy of the Notice of Claim at	which is the dwelling
Notice of Claim to said Defendant at the such address. 3) Other service remarks:	Center formach and by mailing a copy of the W. Smith Scott, Small Chims County
NOTICE TO ALIP DES:	Constable , Constable
 ne lature of Plaintiff's claim against you and demand made is stated above ou may epresent yourself or hire an attorney 	
n Courton the date and time set above, you will be asked to admit or deny claim hearing.	•
 If the defendant coes that wish of spute the claim of the Plaintiff, he/she may apestablish a method for word he judgment shall be paid. If the Defendant of the property of the place set for the admit or deny he trial setting at a judgment. 	earing, he/she shall write the Court at the above address requesting a
 If the Defer a ails to appear in Court at the time set for the hearing, a default. The Plaintif waiv is a trial by jury by Wink his/her claim in the Small Claims Court 	judgment may be entered against the Defendant.
 The Defendant waives trial by very also unless he/s/le requests a jury trial within request for trial by jury is granted a transfer fee for transfer to the Superior Court waiver of jury trial occurs. Or be acquest is made and fee paid, request cannot the defendant may within the roll days of service of service of the summons file. 	ten (10) calendar days of the receipt of the Notice of Claim. Once a t must be paid within ten (10) calendar days. If the fee sanot paid.
court in the following of dec. (1) In an action upon a debt of account, venue is in the township where any defe (2) Venue is in the township where a transaction or occurrence giving rise to any (3) Venue is in the township (in a county of the Small claims Court) where the gresides, or, if there is no such greater percentage, the place where any individual or real estate or where the principal office or place of business of any defendant (4) Venue is in the township where the claim was filed if there is no other township venue lies.	endant has consented to venue in a writing signed by the defendant. y part of the claim took place. reater percentage of individual defendants included in the complaint I defendant sofnants it resides, owns real estate, or rents an apartment is located.

Claims between landlord and tenants shall be in the township where the real estate is located.

STATE OF INDIANA COUNTY OF MARION TR Property Management, LLC vs. Schrelle Hemphill, Willie Hemphill IN THE Center Township MARION COUNTY SMALL CLAIMS COURT 200 East Washington Street Indianapolis Indiana 46204

49K01-1109-SC-08640

SS:

TR Property Management, LLC **Plaintiff**

Vs.

Schrelle Hemphill; Willie Hemphill 3763 N Broadway ST APT 3 Indianapolis IN 46205 **Defendant(s)** FILED

CEP 20 2011

Contex Township of Marion County M. Smith Scott, Small Claims Count

NOTICE TO MOVE

THIS PROPERTY MUST BE VACATED ON OR BEFORE

6:00PM on the 24th day of September, 2011

OR THE CONTENTS WILL BE REMOVED AND PLACED IN STORAGE AT DEFENDANT'S COST.

TO ANY CONSTABLE OF MARION COUNTY

You are commanded forthwith to put Plaintiff, TR Property Management, LLC, in possession of property located at 3763 N Broadway ST APT 3 Indianapolis IN 46205 in said county, by removing therefrom the Defendant, Schrelle Hemphill; Willie Hemphill and removing the goods of said Defendant, by placing said goods in storage and to levy on any non-exempt property, by sale thereof you make the sum of \$0.00 together with costs and accruing interest from 09/20/2011 for which the said Plaintiff has a judgment against said Defendant as appears of record on the docket of this court, and of this writ make legal service and return.

Trial on Damages: 12/19/2011 at 1:30 PM

Judgment Amount: \$0.00 Expires: 10/20/2011

09/20/2011

Constable:	Date:	
The goods of the within named Defer	ndant were removed and placed in storage at:	
Remarks:		
This WRIT was served on the ☐ Reading in person to Defendant ☐ Leaving copy	day of, 20	by:
JUDGE		

STATE OF INDIANA COUNTY OF MARION, SS; CENTER TOWNSHIP OF MARION COUNTSMALL CLAIMS COURT 200 East Washingt Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

TR Property Manangement, LLC 1111 E. 54th St. Suite 101 Indianapolis, IN 46220

PLAIN	Cause No: 49K01- <u>1109</u> -SC- <u>008</u> 640
vs. <u>Schrelle</u>	Hemphill, Willie Hemphill etal.
	Broadway St. #3
DEFEN	olis, IN 46205 ANT SEP 2 \$\frac{1}{2}\text{201}
	JUDGMENT/ORDER Center Township of Marion County
THE CO	URT NOW FINDS AS FOLLOWS: M. Smith Scott, Small Claims Court
	That Plaintiff (appeared/appeared not) and defendant (appeared/appeared not).
<u>. </u>	That Defendant fails to appear and Plaintiff appears and within the knowledge of those present, the Defendant is not under legal disability and has sufficient understanding to realize the nature and effect of the Notice of Claim.
·····	That all parties appeared in person or by counsel, and agree to the entry of judgment.
	Plaintiff Defendant
	That all parties appeared in person and (Plaintiff/Defendant) by counsel. The evidence was heard and case submitted, all legal requirements having been met and judgment is entered in favor of the (Plaintiff/Defendant).
ACCOR	DINGLY, THE COURT NOW ORDERS:
	The judgment is rendered in favor of the Plaintiff for the sum of \$and attorney's fees of
	and prejudgment interest of \$for a total judgment of \$plus costs and post-judgment interest at 8% per annum.
	That Plaintiff is entitled to the (real estate/personal property) as described in the Notice of Claim; writ entitled to
	be issued on SEP 2 () 2011 Date of possession Sept 24, 2011 (2000)
	That this case be dismissed (with/without) prejudice.
/	andlord requests hearing date for damages/compliance. Hearing set for 2/19/11 (9a.m./1:30p.m.)
	That the counterclaim is for counter-plaintiff for \$plus costs and post-judgment interest at 8% per annum.
	That the counterclaim is for counter-defendant.
	Plaintiff/Defendant is ordered to serve a copy of this judgment on the opposing party.
	Repayment plan shall be executed. If compliance, Plaintiff shall dismiss.
	Other:
	050 0 0 2011 MAC
Date:	SEP 2 0 2011 Mynath cutt

STATE OF INDIANA COUNTY OF MARION, SS; CENTER TOWNSHIP OF MARION COUNTSMALL CLAIMS COURT 200 East Washingt Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

008640

TR Property Manangement, LLC 1111 E. 54th St. Suite 101 Indianapolis, IN 46220

PLAINTIFF

VS.

Schrelle Hemphill, Willie Hemphill etal. 3763 N. Broadway St. #3 Indianapolis, IN 46205

DEFENDANT

Cause No: 49K01- 1109 -SC-_

	JUDGMENT/ORDER
	JRT NOW FINDS AS FOLLOWS: That Plaintiff (appeared/appeared not) and defendant (appeared/appeared not).
T	That Defendant fails to appear and Plaintiff appears and within the knowledge of those present, the Defendant is not under legal disability and has sufficient understanding to realize the nature and effect of the Notice of Claim.
7	That all parties appeared in person or by counsel, and agree to the entry of judgment.
P	laintiff Defendant
	That all parties appeared in person and (Plaintiff/Defendant) by counsel. The evidence was heard and case submitted, all legal requirements having been met and judgment is entered in favor of the (Plaintiff/Defendant).
ACCORD	INGLY, THE COURT NOW ORDERS:
т	The judgment is rendered in favor of the Plaintiff for the sum of \$and attorney's fees of
\$ C	and prejudgment interest of \$ for a total judgment of \$plus costs and post-judgment interest at 8% per annum.
т	That Plaintiff is entitled to the (real estate/personal property) as described in the Notice of Claim; writ entitled to
t	be issued on Date of possession
Т	hat this case be dismissed (with/without) prejudice.
L	andlord requests hearing date for damages/compliance. Hearing set for(9a.m./1:30p.m.)
	That the counterclaim is for counter-plaintiff for \$plus costs and post-judgment interest at 8% per innum.
Т	hat the counterclaim is for counter-defendant.
P	Plaintiff/Defendant is ordered to serve a copy of this judgment on the opposing party.
R	Repayment plan shall be executed. If compliance, Plaintiff shall dismiss.
o	Other:
Date:	

STATE OF INDIANA COUNTY OF MARION, SS;

CENTER TOWNSHIP OF MARION COUNTSMALL CLAIMS COURT 200 East Washingt Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

TR Property Manangement, LLC 1111 E. 54th St. Suite 101 Indianapolis, IN 46220 PLAINTIFF

Cause No: 49K01-___109___-SC-____

vs. Schrelle Hemphill, Willie Hemphill etal. 3763 N. Broadway St. #3 Indianapolis, IN 46205

Indianapo DEFENDA	<u>Nis, IN_46205</u> ANT
JE. 21197	JUDGMENT/ORDER
	JRT NOW FINDS AS FOLLOWS: That Plaintiff (appeared/appeared not) and defendant (appeared/appeared not).
T r	That Defendant fails to appear and Plaintiff appears and within the knowledge of those present, the Defendant is not under legal disability and has sufficient understanding to realize the nature and effect of the Notice of Claim.
Т	hat all parties appeared in person or by counsel, and agree to the entry of judgment.
Pi	laintiff Defendant
	That all parties appeared in person and (Plaintiff/Defendant) by counsel. The evidence was heard and case submitted, all legal requirements having been met and judgment is entered in favor of the (Plaintiff/Defendant).
ACCORD	INGLY, THE COURT NOW ORDERS:
Т	he judgment is rendered in favor of the Plaintiff for the sum of \$and attorney's fees of
\$. C	and prejudgment interest of \$for a total judgment of \$plus osts and post-judgment interest at 8% per annum.
Т	hat Plaintiff is entitled to the (real estate/personal property) as described in the Notice of Claim; writ entitled to
b	pe issued on Date of possession
Т	hat this case be dismissed (with/without) prejudice.
L	andlord requests hearing date for damages/compliance. Hearing set for(9a.m./1:30p.m.)
	hat the counterclaim is for counter-plaintiff for \$plus costs and post-judgment interest at 8% per nnum.
Т	hat the counterclaim is for counter-defendant.
Р	Plaintiff/Defendant is ordered to serve a copy of this judgment on the opposing party.
R	Repayment plan shall be executed. If compliance, Plaintiff shall dismiss.
0	Other:
Date:	

Anthony Ragucci 1111 E. 54th Suite 101 Indianapolis, In. 46220

September 20, 2011

Judge M. Smith Scott Center Township Small Claims Court 200 East Washington St., City County Bldg. Suite G-5 Indianapolis, In 46204

RE: 49K01-1109-SC-08640-TR Property Management vs. Hemphill 49K01-1109-SC-08641-TR Property Management vs. Trusty/Smith 49K01-1109-SC-08642-TR Property Management vs. Johnson 49K01-1109-SC-08643-TR Property Management vs. Winters/Clark

Your Honor,

These four cause numbers were filed under TR Property Management LLC, however they should have been filed under Anthony Ragucci. Please correct each of the four files to show Anthony Ragucci as the plaintiff and delete TR Property Management LLC.

Sincerely,

Anthony Ragucci

anthy Rogues

RECEIVED SEP 2 1 2011

STATE OF INDIANA COUNTY OF MARION, SS; CENTER TOWNSHIP OF MARION COUNTSMALL CLAIMS COURT 200 East Washing Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

TR Property Manangement, LLC 1111 E. 54th St. Suite 101 Indianapolis, IN 46220

PLAINTIFF

	Cause No: 49K01- <u>1109</u> -S	6C- <u></u>
vs. Schrelle Hemphill, Willie Hem 3763 N. Broadway St. #3	nphill etal.	FILED
Indianapolis, IN 46205 DEFENDANT	JUDGMENT/ORDER	DEC 23 2011
THE COURT NOW FINDS A)	Center Township of Marion County (A. Smith Scott, Small Claims Cour
That Defendant fails	to appear and Plaintiff appears and within the kr bility and has sufficient understanding to realize	nowledge of those present, the Defendant is
That all parties appe	ared in person or by counsel, and agree to the e	ntry of judgment.
Plaintiff	Defendant	and the second s
	ared in person and (Plaintiff/Defendant) by coun- equirements having been met and judgment is en	
ACCORDINGLY, THE COUR	RT NOW ORDERS:	
The judgment is reno	dered in favor of the Plaintiff for the sum of \$	and attorney's fees of
\$arcosts and post-judgn	nd prejudgment interest of \$for nent interest at 8% per annum.	a total judgment of \$plus
That Plaintiff is entitle	ed to the (real estate/personal property) as desc	ribed in the Notice of Claim; writ entitled to
be issued on	Date of possession	
That this case be dis	missed (with/without) prejudice.	
Landlord requests he	earing date for damages/compliance. Hearing se	et for(9a.m./1:30p.m.)
That the counterclair annum.	m is for counter-plaintiff for \$plus costs	and post-judgment interest at 8% per
That the counterclain	n is for counter-defendant.	
Plaintiff/Defendant is	ordered to serve a copy of this judgment on the	opposing party.
Repayment plan sha	ll be executed. If compliance, Plaintiff shall dism	niss.
Other:		
DEC 23 2011		
Date:	WEV	nuthScot

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

Anthony Ragucci by Advanced Debt Collection, INC v. Schrelle Hemphill, Willie Hemphill

Case Number	49K01-1203-SC-002568
Court	Center Township
Туре	SC - Small Claims
Filed	03/22/2012
Status	06/25/2012 , Decided

Parties to the Case

Defendant Hemphill, Schrelle

<u>Address</u>

11532 Colonywood DR Indianapolis, IN 46229

Defendant Hemphill, Willie

<u>Address</u>

3763 N Broadway ST

APT 3

Indianapolis, IN 46205

Plaintiff Anthony Ragucci by Advanced Debt Collection, INC

<u>Address</u>

1111 E 54th ST

STE 101

Indianapolis, IN 46220

<u>Attorney</u>

Henry Kim Tekolste

#82549, Retained

6284 Rucker RD

STE M

Indianapolis, IN 46220

317-507-8937(W)

Chronological Case Summary

03/22/2012 Case Opened as a New Filing

03/22/2012 Hearing Scheduling Activity

Eviction Hearing scheduled for 04/03/2012 at 9:30 AM.

03/26/2012 Service Returned Served

Constable/Copy

Date Served: 03/24/2012

03/26/2012 Service Returned Served

Constable/Copy - Both parties ahve been served on this case.

Date Served: 03/24/2012

04/03/2012 Eviction Hearing

Session:

04/03/2012 9:30 AM, Judicial Officer: Smith-Scott, Michelle

Result: Commenced and concluded

04/03/2012 Order for Writ

Court Orders for Writ.

Judicial Officer: Smith-Scott, Michelle

Order Signed: 04/03/2012

04/03/2012 Hearing Scheduling Activity

Damages Hearing scheduled for 06/25/2012 at 9:00 AM.

04/03/2012 Partial Judgment entered

Judicial Officer Smith-Scott, Michelle

04/10/2012 Service Returned Served

Constable/Copy

Date Served: 04/04/2012

06/25/2012 Damages Hearing

Session:

06/25/2012 9:00 AM, Judicial Officer: Smith-Scott, Michelle

Result: Commenced and concluded

06/25/2012 Final Judgment entered

Judicial Officer Smith-Scott, Michelle

Monetary Award:

Court Costs plus Judgment: \$2,226.00; Status: Active; Signed Date: 06/25/2012

Awarded to: Anthony Ragucci by Advanced Debt Collection, INC Awarded against: Schrelle Hemphill, et al. (Joint & Severally)

09/17/2012 Assignment of Judgment

Assigned To: ADVANCED DEBT COLLECTION, INC

09/21/2012 Appearance Filed

For Party: ADVANCED DEBT COLLECTION, INC

File Stamp: 09/17/2012

10/04/2012 Hearing Scheduling Activity

Proceedings Supplemental scheduled for 10/31/2012 at 1:30 PM.

10/09/2012 Administrative Event

Constable service COPY 10/7/12

10/25/2012 Service Returned Served

Certified Mail returned. Signed 10/16/12

10/29/2012 Service Returned Served

Certified Mail returned Signed, not dated.

10/31/2012 Proceedings Supplemental

Session:

10/31/2012 1:30 PM, Judicial Officer: Smith-Scott, Michelle

Result: Commenced and concluded

10/31/2012 Administrative Event

ELIG FOG

Judicial Officer: Smith-Scott, Michelle

File Stamp: 10/31/2012

10/31/2012 Administrative Event

FOG

11/08/2012 Administrative Event

FOG

11/26/2012 Service Returned Served

Certififed Mail returned. Signed 11/16/12

12/12/2012 Hearing Scheduling Activity

Proceedings Supplemental scheduled for 01/30/2013 at 1:30 PM.

12/27/2012 Service Returned Served

Certified mail returned. Signed 12/24/12.

01/30/2013 Proceedings Supplemental

Session:

01/30/2013 1:30 PM, Judicial Officer: Smith-Scott, Michelle

Result: Commenced and concluded

01/30/2013 Administrative Event

Eligible upon return of interrogs

Judicial Officer: Smith-Scott, Michelle

10/25/2013 Hearing Scheduling Activity

Proceedings Supplemental scheduled for 11/20/2013 at 1:30 PM.

11/20/2013 Proceedings Supplemental

Session:

11/20/2013 1:30 PM

11/20/2013 Hearing Scheduling Activity

Proceedings Supplemental scheduled for 01/29/2014 at 1:30 PM.

12/03/2013 Service Returned Served

Constable service COPY. Served 11/23/13.

12/05/2013 Certified Mail Returned

Received Signed without Delivery Date

12/06/2013 Certified Mail Returned

Received Signed with a Dellivery Date of 11/29/13

12/18/2013 Answer Filed

Received via Mail Service on 12/09/13

12/23/2013 Order Granting Motion for Garnishment Order

fog

Judicial Officer: Smith-Scott, Michelle

01/10/2014 Answer to Interrogatories Filed

Returned via mail

01/24/2014 Certified Mail Returned

Sign,no sign date

01/29/2014 Proceedings Supplemental

Session:

01/29/2014 1:30 PM, Judicial Officer: Smith-Scott, Michelle

Result: Commenced and concluded

01/29/2014 Administrative Event

Eligible for FOG

Judicial Officer: Smith-Scott, Michelle

02/03/2014 Order Granting Motion for Garnishment Order

fog

Judicial Officer: Smith-Scott, Michelle

02/26/2014 Certified Mail Returned

Green Card Sign only

07/30/2014 Order Granting Motion for Garnishment Order

modified fog

Judicial Officer: Smith-Scott, Michelle

07/30/2014 Administrative Event

tracking#91 7199 9991 7033 9841 9002

01/04/2018 Hearing Scheduling Activity

Proceedings Supplemental scheduled for 02/28/2018 at 1:30 PM.

01/08/2018 **Order to Appear**

Party: Anthony Ragucci by Advanced Debt Collection, INC

Order Signed: 12/27/2017

01/08/2018 Interrogatories To Be Answered By Garnishee Defendant

tracking # 91 7199 7035 4943 2379 - emp (Levy Premium Food)

Filed By: Anthony Ragucci by Advanced Debt Collection, INC

File Stamp: 12/27/2017

01/08/2018 Motion for Proceedings Supplemental Filed

Filed By: Anthony Ragucci by Advanced Debt Collection, INC

File Stamp: 12/27/2017

01/22/2018 Service Returned Served

Copy of order to appear left by Constable TF

Party Served: Hemphill, Schrelle
Date Served: 01/12/2018

02/13/2018 Answer to Interrogatories Filed

Recd via mail on 2-12-18. Defendant S. Hemphill works for Levy Premium Food

File Stamp: 12/27/2017

02/28/2018 Proceedings Supplemental

Session:

02/28/2018 1:30 PM, Judicial Officer: Roper, Brenda A.

Result: Commenced and concluded

02/28/2018 Administrative Event

FOG to issue as to Levy Premium Foods Defendant Schrelle Hemphill

04/19/2018 Garnishment Order Entered

Order Signed: 04/19/2018

04/20/2018 Automated Paper Notice Issued to Parties

Garnishment Order Entered ---- 4/19/2018: Schrelle Hemphill; Willie Hemphill

04/20/2018 Automated ENotice Issued to Parties

Garnishment Order Entered ---- 4/19/2018: Henry Kim Tekolste

05/18/2018 First Class Mail Returned

Return to sender. Attempted - not known. Unable to forward

Party: Hemphill, Schrelle

05/21/2018 First Class Mail Returned

Return to sender. Attempted - not known. Unable to forward

Party: Hemphill, Willie

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Hemphill, Schrelle

Defendant

Balance Due (as of 08/16/2018)

1,818.60

Charge Summary

Description	Amount	Credit	Payment
Restitution	2,528.00	0.00	709.40

Transaction Summary

Date	Description	Amount	
06/26/2012	Transaction Assessment	2,321.00	
11/08/2012	Transaction Assessment	13.00	
11/14/2012	Transaction Assessment	31.00	
12/23/2013	Transaction Assessment	119.00	
04/02/2014	Mail Payment	(2.21)	
06/12/2014	Mail Payment	(6.00)	
10/14/2014	Mail Payment	(0.85)	
10/15/2014	Mail Payment	(11.44)	
10/21/2014	Mail Payment	(0.22)	
10/29/2014	Mail Payment	(1.79)	
11/06/2014	Mail Payment	(2.94)	
12/02/2014	Mail Payment	(5.91)	
12/09/2014	Mail Payment	(5.24)	
12/29/2014	Mail Payment	(9.88)	
01/08/2015	Mail Payment	(11.74)	
01/20/2015	Mail Payment	(1.88)	
01/21/2015	Mail Payment	(20.45)	
02/03/2015	Mail Payment	(2.63)	
02/12/2015	Mail Payment	(2.63)	
02/25/2015	Mail Payment	(5.26)	
03/05/2015	Mail Payment	(5.26)	
03/05/2015	Mail Payment	(5.26)	
03/12/2015	Mail Payment	(13.74)	
03/18/2015	Mail Payment	(19.82)	
04/01/2015	Mail Payment	(6.87)	
04/08/2015	Mail Payment	(21.00)	
04/13/2015	Mail Payment	(13.34)	
04/22/2015	Mail Payment	(22.88)	
04/29/2015	Mail Payment	(17.53)	
04/30/2015	Mail Payment	(20.61)	
05/06/2015	Mail Payment	(30.80)	
09/22/2016	Mail Payment	(5.61)	
04/19/2018	Transaction Assessment	44.00	
05/31/2018	Mail Payment	(188.92)	
06/19/2018	Mail Payment	(246.69)	

Hemphill, Willie

Defendant

Balance Due (as of 08/16/2018)

1,699.60

Charge Summary

Description	Amount	Credit	Payment
Restitution	2,409.00	0.00	709.40

Transaction Summary

Date	Description	Amount
06/26/2012	Transaction Assessment	2,321.00

Date	Description	Amount	
11/14/2012	Transaction Assessment	44.00	
04/02/2014	Mail Payment	(2.21)	
06/12/2014	Mail Payment	(6.00)	
10/14/2014	Mail Payment	(0.85)	
10/15/2014	Mail Payment	(11.44)	
10/21/2014	Mail Payment	(0.22)	
10/29/2014	Mail Payment	(1.79)	
11/06/2014	Mail Payment	(2.94)	
12/02/2014	Mail Payment	(5.91)	
12/09/2014	Mail Payment	(5.24)	
12/29/2014	Mail Payment	(9.88)	
01/08/2015	Mail Payment	(11.74)	
01/20/2015	Mail Payment	(1.88)	
01/21/2015	Mail Payment	(20.45)	
02/03/2015	Mail Payment	(2.63)	
02/12/2015	Mail Payment	(2.63)	
02/25/2015	Mail Payment	(5.26)	
03/05/2015	Mail Payment	(5.26)	
03/05/2015	Mail Payment	(5.26)	
03/12/2015	Mail Payment	(13.74)	
03/18/2015	Mail Payment	(19.82)	
04/01/2015	Mail Payment	(6.87)	
04/08/2015	Mail Payment	(21.00)	
04/13/2015	Mail Payment	(13.34)	
04/22/2015	Mail Payment	(22.88)	
04/29/2015	Mail Payment	(17.53)	
04/30/2015	Mail Payment	(20.61)	
05/06/2015	Mail Payment	(30.80)	
09/22/2016	Mail Payment	(5.61)	
04/19/2018	Transaction Assessment	44.00	
05/31/2018	Mail Payment	(188.92)	
06/19/2018	Mail Payment	(246.69)	

Anthony Ragucci by Advanced Debt Collection, INC

Plaintiff

Balance Due (as of 08/16/2018)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	271.00	0.00	271.00

Transaction Summary

Date	Description	Amount
03/22/2012	Transaction Assessment	95.00
03/22/2012	Counter Payment	(95.00)
04/03/2012	Transaction Assessment	13.00
04/03/2012	Counter Payment	(13.00)

Juliniary 1419 Case			
Date	Description	Amount	
11/08/2012	Transaction Assessment	13.00	
11/08/2012	Mail Payment	(13.00)	
12/12/2012	Transaction Assessment	18.00	
12/12/2012	Transaction Assessment	13.00	
12/12/2012	Mail Payment	(31.00)	
10/25/2013	Transaction Assessment	5.00	
10/25/2013	Transaction Assessment	13.00	
10/25/2013	Transaction Assessment	13.00	
10/25/2013	Mail Payment	(31.00)	
11/20/2013	Transaction Assessment	5.00	
11/20/2013	Transaction Assessment	13.00	
11/20/2013	Transaction Assessment	13.00	
11/20/2013	Mail Payment	(31.00)	
12/23/2013	Transaction Assessment	13.00	
12/23/2013	Mail Payment	(13.00)	
02/03/2014	Transaction Assessment	13.00	
02/03/2014	Mail Payment	(13.00)	
07/30/2014	Transaction Assessment	13.00	
07/30/2014	Waiver	13.00	
01/04/2018	Transaction Assessment	31.00	
01/04/2018	Mail Payment	(31.00)	

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

NOTICE OF CLAIM FOR POSSESSION OF REAL ESTATE STATE OF INDIANA, COUNTY OF MAIL IN, ss: Center Township of Marion County Small Claims Court 200 East Washington St., City County Bldg., Suite G-5 Indianapolis, IN 46204 - Phone (317) 327-5060 Anthony Ragucci 1111 E. 54th St. Suite 101 Service Requested: Personal Indianapolis, IN 46220 317-253-7800 Copy Plaintiff: (Name, Address & Phone Number) Certified Mail Cause No: 49K01-1203-SC- 002568 Schrelle & Willie Hemphill, etal. 3763 N. Broadway Street #3 Indianapolis, IN 46205 Defendant: (Name, Address & Phone Number) The plaintiff complains of the defendant and says: That on _____10/19/2010_ the plaintiff rented to the defendant the premises located at 3763 N. Broadway Street #3 in Marion County, Indiana at a rent of \$_295.00_ per week / per month and the on 3/4/12 said tenancy expired by the terms thereof for the reason Non-Payment of Rent. That ever since said date 3/4/12, the plaintiff has been entitled to the possession of said premises. That the defendant unlawfully Holds over and detains possession of said premises from the plaintiff to his damage in the sum of \$829.00, WHEREFORE, plaintiff demands judgment for the possession of the premises and for said damages, court cost and other proper relief. Dated: February 20, 2012 TO ANY CONSTABLE OF THIS TOWNSHIP: You are hereby commanded to summon the above defendant(s) to appear before me in Court on 4/3/2012 at 9:30 o'clock A M to answer the plaintiff in a hearing on the above claim and to make due return of the Notice of Claim. Dated: CONSTABLES RETUN OF SERVICE OF NOTICE OF CLAIM

NOTICE TO ALL PARTIES:

place or usual place of abode of

3) Other service remarks:

The nature of the Plaintiff's claim against you and demand made is stated above.

By delivering Notice of Claim to the Defendant.

You may represent yourself or hire an attorney

I certify that I have served this Notice of Claim on

2) By leaving a copy of the Notice of Claim at

Notice of Claim to said Defendant at that such address.

- In Court on the date and time set above, you will be asked to admit or deny claim. If you deny the claim, a trial date shall be set at this admit or deny hearing.
- If the defendant does not wish to dispute the claim of the Plaintiff, he/she may appear to agree to a judgment and for the purpose of allowing the court to
 establish a method by which the judgment shall be paid.

MAD ດ ຈະທີ່ຜູ້ເງື້ອ the dwelling Land by mailing a copy of the

. Constable

Center Township of Marion County

M. Smith Scott, Small Claims Court

- If the Defendant cannot appear at the time and place set for the admit or deny hearing, he/she shall write the Court at the above address requesting a trial setting at a future date.
- If the Defendant fails to appear in Court at he time set for the hearing, a default judgment may be entered against the Defendant.
- The Plaintiff waives a trial by jury by filing his/her claim in the Small Claims Court.
- The Defendant waives trial by jury also unless he/she requests a jury trial within ten (10) calendar days of the receipt of the Notice of Claim. Once a request for trial by jury is granted, a transfer fee for transfer to the Superior Court must be paid within ten (10) calendar days. If the fee is not paid, waiver of jury trial occurs. Once a request is made and fee paid, request cannot be withdrawn without the consent of the other party.
- The defendant may within ten (10) days of service of service of the summons file a change of venue of this matter. Proper venue is determined by the court in the following order:
 - (1) In an action upon a debt or account, venue is in the township where any defendant has consented to venue in a writing signed by the defendant.
 - (2) Venue is in the township where a transaction or occurrence giving rise to any part of the claim took place.
 - (3) Venue is in the township (in a county of the Small claims Court) where the greater percentage of individual defendants included in the complaint resides, or, if there is no such greater percentage, the place where any individual defendant so named resides, owns real estate, or rents an apartment or real estate or where the principal office or place of business of any defendant is located.
 - (4) Venue is in the township where the claim was filed if there is no other township in the county in which the small claims court sits in which required venue lies.

Claims between landlord and tenants shall be in the township where the real estate is located.

RESIDENTIAL LEASE

This is a legally binding Contract if not understood Seek legal advice

5H WH

LEASE: This Lease made and executed this <u>19th</u> day of <u>October</u>, <u>2010</u> by and between (Lessor) Anthony Ragucci hereinafter called "Landlord", and (Lessee) <u>Schrelle & Willie Hemphill</u> called "Tenant" (All occupants age 18 and/or above shall be required to sign this document)

54 WH3

LANDLORD'S ADDRESS: 1111 E. 54th Street, Suite 101, Indianapolis, IN 46220

THWK

LEASED PREMISES: The landlord does hereby lease and demise to the Tenant the premises commonly known as 3763 N. Broadway Street #3 located in city of Indianapolis, Center Township, Marion County, Indiana.

TERM: The initial term of this Lease shall be approximately approx. Twelve months commencing October 19th, 2010 and

5H WHS.

terminating on October 31, 2011. The landlord shall not be liable for failure to deliver possession of the leased premises on the above specified date, but Tenant's rent shall abate from the date of the commencement of this Lease to the date possession is delivered to Tenant.

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EXTENDED TERM: This Lease shall be **self renewing** for additional periods of <u>Twelve Months</u> unless written notice of termination (Notice to Vacate) is given by either party <u>30 Days</u>in advance of period termination. The landlord shall have the right to adjust the rental payments for each extended term. <u>Your written notice to vacate must be turned into the office no later than the month before you want to stop this lease from self-renewing.</u>

RENT: The Tenant promises to pay to the Landlord as rent the sum of <u>Three Thousand Six Hundred Sixty Eight</u> Dollars (\$3.668.00), for the whole of the term provided, due and payable at the time of the making of this Lease. For the convenience of the Tenant only, such rent may be made payable as follows.

(a) Two Hundred Ninety Five Dollars (\$295.00) due on the 1st of each month no later than 6:00 p.m. payable in advance, without relief from valuation or appraisement taws, to the office of the Landlord or his Agent or such other place as the Landlord may from time to time designate. Payments are applied first toward damages, then late fees, then back rent and finally current rent.

(a) All rent payments shall be paid by {check} or {money order}.

(b) PERSONAL CHECKS will not be accepted for payment of rent delinquent more than 5 days.

(c) No cash will be accepted for rent payment.

S-41 WH

ADDED RENT FOR LATE PAYMENT: Late charges, attorney's fees and any expenses related to the enforcement of this lease shall be classified as "additional rent" or "added rent". Lease violation penalty fees shall be classified as "additional rent". This additional rent is payable as rent, together with the next monthly rent due. If tenant fails to pay additional rent on time, Landlord shall have the same rights against tenant as if it were a failure to pay rent. Landlord will apply monies received towards any past due charges, paying the oldest charges first. FIFTY (\$50.00) ADDITIONAL RENT WILL BE DUE IF RENT IS NOT PAID IN FULL BY THE THIRD (3rd) OF THE MONTH. SUBJECT TO EVICTION AFTER THE THIRD OF THE MONTH.

54 WH

NSF (NON-SUFFICIENT FUNDS): A Thirty Five Dollar (\$35.00) charge will be assessed for any personal check, returned by the bank. If a personal check is returned for NSF, then only money orders and cashier's checks will be accepted for future payments. If a check is returned for NSF after the third (3rd) of the month, a \$50.00 additional fee will be imposed for payment of late rent.

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ADDITIONAL FEES: In the event any legal action is taken to gain possession of the property or to collect delinquent rents, damages, or other costs, the Tenant agrees to pay all fees, including but not limited for each filing: court costs, filing fees, writs of restitution, extra person fees, co-signer fees, TR Property Management's processing and administrative fees, reasonable attorney's fees, moving fees, storage fees and collection costs.

SH WHO.

b. DAMAGE DEPOSIT: (\$200.00) <u>Two Hundred Dollars</u> will be held for damages, and not as rental payment, final or otherwise, to ensure that the tenant complies with all of the terms and conditions of this agreement. This amount will be returned to the tenant within 45 days of termination of this Lease agreement end delivery or possession of the property to the landlord. The following conditions must be met to qualify for a full refund.

(a) The term or extended term of the lease has been completed.

- (b) Proper notice to vacate has been provided (See "EXTENDED TERM; above)
- (c) All rents and charges, including the SEWER bill are paid in full.
- (d) No damage has occurred to the property.
- (e) All personal possessions have been removed from the property by termination date.
- (f) All keys to the property have been returned to the Landlord by termination date.
- (g) Tenant to supply, in writing and hand delivered, a valid forwarding address upon vacating the unit. If no new address is given, then all future correspondence will be sent to the last known address.
- (h) The property has been thoroughly cleaned and delivered in good condition upon vacating.
- (i) Tenant has moved by the agreed upon date as set forth in writing in his notice to vacate

Page 1 of 5 Equal Housing Opportunity (j) Tenant's damage deposit May NOT be applied to any lease buyout fee.

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HOLD OVER: If Tenant does not deliver possession by the agreed upon date, rent for the next rental period shall be due. In addition, the Tenant shall pay the Landlord \$20.00 per day as liquidated damages until possession is delivered to the Landlord. The Landlord reserves the right to appropriate all or part of this deposit to cover the costs of damages, loss of rents, unpaid sewer bill, and/or any costs incurred in the re-rental of the Property upon breach of contract by the Tenant. The appropriation of said deposit shall not be exclusive remedy for the Landlord, but shall be cumulative, and in addition to any other remedy to which the Landlord is entitled hereunder. In the event of sale of the property, the Landlord shall have the right to transfer the deposit to a new owner, less any outstanding charges, requiring such party to assume the responsibility of the return of the deposit, and the Landlord shall thereupon be released from liability for the return of same. Tenant shall look solely to the new Landlord for the return of said deposit. NO INTEREST SHALL BE PAID ON SAID DEPOSIT.

5H W/62

UTILITIES: Unless otherwise specified the Tenant shall pay all charges, fees and/or assessments for utilities including but not limited to: gas, oil, coal, electric, water, sewage, telephone, sanitary disposal and trash & garbage removal. Any exceptions shall be set forth in writing. If applicable, the following exceptions apply: Tenant responsible to maintain Electric & Gas utilities for entire term of the lease

- (a) It is the responsibility of the tenant to contact the utility companies to make arrangements to have the utilities connected in their name. These utilities are to be transferred or reconnected in the Tenant's name within 24 hours from the Lease date and maintained in an active status during the term of the Lease. Tenant is responsible for all damages resulting from any utilities not being maintained during the entire term of this Lease or any extensions thereof.
- (b) The Landlord shall have the right to add any past due SEWER CHARGES directly to the rent balance.
- (c) In the event Landlord is responsible for certain utilities, Landlord reserves the right to be reimbursed for increases in the cost of said utilities due to the use in the premises of appliances not furnished by Landlord.
- (d) Electrical space heaters and window air conditioners are prohibited without Specific clearance of electrical circuit safety and prior written consent of the Landlord.
- (e) Damage resulting from the Tenant's appliances will be charged back to the Tenant.
- (f) The Landlord shall have no liability for any injury or damage whatsoever which may arise or accrue from his failure to furnish cold or hot water, electricity, or heat, regardless of such failure. All claims for such injury or damage being hereby expressly waived by the Tenant. Landlord shall have no liability for any damage or Injury resulting from any utility meter, pit, pipe, wire, device or usage. Any such liability shall be that of the utility company or the tenant.

PETS: NO pets will be brought on the premises, inside or outside, without the prior written approval of the Landlord. No outside doghouses, pens, fences, cages, etc. may be erected without the prior written approval of the Landlord. Under no circumstances will any vicious, or attack dogs be allowed on the premises during term or extended term of the lease. Housing any restricted breed or prohibited pet is a lease violation, and cause for eviction. Examples of restricted breeds include, but are not limited to, the following:

Akitas Dalmations Bassett Hounds Doberman Pinchers Beagles Great Danes Bloodhounds

Chow Chows Mastiffs

Pit Bulls

Pit Bull Terriers

Great Danes Rottweilers German Shepherds Staffordshire Terrier

ANY mix breed with any of the above is also prohibited.

Any dog over 40 pounds, when fully grown, is also prohibited.

This list does NOT preclude other special types of dogs from being prohibited.

Any animal(s) on the property, whether housed there temporarily or not, will immediately be charged an unauthorized monthly pet fee of \$75.00 per pet. In addition, a non-refundable pet deposit of \$200.00 will be charged for each pet. Tenants agree to adhere to local ordinances, including leash and licensing requirements. Upon Landlords request, Tenant must provide vaccination documents immediately for any pet on the premises. Landlord reserves the right to revoke permission to keep the pet(s) upon written notice.

Any animal(s) on the premises shall be the responsibility of the Tenant who accepts full responsibility and liability for any damages or injury caused by the animal(s) to anyone on or off the premises, or to the premises itself during the term of tenancy.

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14. **USE OF PREMISES:** The tenant will occupy said premises for a single-family, private residence, and for no other purpose whatsoever. The Tenant warrants and certifies that his/her family is composed of <u>Two Adults</u>, and that no other persons shall occupy this residence. The Tenant shall not make or permit any use of the premises, which, directly or indirectly is forbidden by public law, ordinance, government regulation, or other restrictions, nor which is dangerous to life, limb or property, nor which will or tends to injure the reputation of the premises or the building, nor which will be obnoxious to any other tenant of the building or residents of the neighborhood.

HOUSE RULES: Tenant agrees a abide by any and all reasonable house rules including, but not limited to: noise, odors, disposal of refuse, pets, parking use of the common area. Any house rules which are in effect at the time of the execution of this Residential Lease are attached as an addendum to this document. Any house rules adopted after the execution of this Residential Lease shall be promptly provided to Tenant in writing in accordance with the Notice provisions of this Residential Lease.

- 16. **VEHICLES:** (a) NO AUTOMOBILES, TRUCKS, TRAILERS, NOR OTHER VEHICLES ARE TO BE DRIVEN OR PARKED ON LAWN AREAS.
 - All vehicles found parked on the lawn areas will be towed immediately, without additional notice, at the Tenant's expense.
 - Disabled vehicles and/or vehicle parts shall be towed or removed from the premises. THE TENANT AGREES TO PAY ALL TOWING AND STORAGE CHARGES TO REDEEM VEHICLE.
 - Tenant will be charged \$35.00 per occurrence for each violation of the above vehicle restrictions.
 - Tenant will be responsible for any costs incurred in correcting damage occurring to the lawn or grass, due to the tenant driving or parking in any grass area.

MULTIPLE SIGNATORIES: It is expressly understood that this agreement is between the Landlord and each signatory individually and severally. In the event of default of any one signatory, each and every remaining signatory as well as the defaulting signatory shall be responsible for timely payments of the entire rent and all other provisions of this agreement.

SUBLETTING OR ASSIGNMENT: The Tenant shall not assign nor convey this lease or any interest thereof, nor sublet any portion of the premises or allow any person not bound by this agreement to reside on the property. There is a \$75.00 per month charge for each person not on the lease and occupying the premises.

CONDITION OF PREMISES: The Tenant has examined the premises before signing the Lease and agrees that the premises, building, and the room or rooms of the building are in good sanitary condition. The Tenant shall have 48 hours from the acceptance of this agreement to provide the Landlord with a list of any noted damaged to the unit. equipment, fixtures, or appliances. If said list is not received within 48 hours, the property shall be deemed as clean and in good, acceptable condition.

20. DESTRUCTION OR CONDEMNATION: In the event the property becomes uninhabitable during the term or extended term of this Lease, due to No fault of the Tenant, the Landlord shall refund any pre-paid rents within ten (10) working days. The Landlord shall not be held accountable or legally obligated to perform any further services either in fact of monetarily.

TENANT'S DUTIES: Tenant agrees to meet the following obligations, including, but not limited to:

- (a) Tenant shall bear the cost of replacing all glass broken, including repair of frames & screens in both windows and storm doors.
- Tenant shall, at his or her own expense, and at all times, keep the premises including the yard, sidewalk, appliances, and furnishings in a clean, safe and sanitary condition and shall surrender the same, at termination hereof in as good condition as received.
- Tenant shall acknowledge that all drains servicing the unit are open and functional at the time of Tenant's entry. Tenant shall bear the cost of correcting any drain stoppage problems not reported by Tenant within forty-eight (48) hours after commencement of this Agreement. If any foreign items are pulled from the drain, the cost of the service will be charged back to the tenant. This includes, but is not limited to: Grease, Hair, Hygiene Products, Clothes, Toilet Paper, Toys, Etc.
- (d) Tenant must report any damage to water pipes, toilets, drains, electrical fixtures, and any appliance furnished. Tenant may be responsible for extended damage to the unit for not contacting the Landlord.
- (e) Tenant shall acknowledge that the unit is free and clear of all pests (including, but not limited to: roaches, ants, bees, fleas, mice, rats, etc.) at the time Tenant takes possession. Tenant shall bear the cost of correcting any pest control problems not reported by Tenant within forty-eight (48) hours after commencement of this Agreement.
- Tenant shall agree to bear the cost of curing any damage to the property caused by the Tenant, Tenant's visitors, or any third party. Tenant shall be obligated to protect the leased premises during the term or extended term of this Agreement, and shall be responsible for damages even if inflicted by others.
- (g) Tenant is required to replace the air filters in the furnaces during the heating season at least every 4 weeks.
- (h) Tenant shall not act in a manner deemed as abusive to the Landlord, his assigned agent(s) and or his employee(s) at any time. This includes, but is not limited to, yelling, threatening, or the use of profanity. Failure to comply with this clause could constitute grounds for termination of the Lease Agreement.
- Tenant shall notify the Landlord of any changes in job status, current work location and home phone numbers. Tenant must notify the landlord IN WRITING of any new forwarding address upon vacating the dwelling. The "45 day letter" will be sent to the new forwarding address. If no forwarding address is given, the 45 day letter will be sent to the last known address.
- Tenant to remove snow from walkways, sidewalks and driveway on the leased premises only.
- (k) Tenant agrees to notify Landlord, in writing, prior to the installation of any security or alarm system. Tenant further agrees to immediately provide Landlord with an access code to any active alarm or security system.
- Tenant agrees to notify Landlord, in writing, prior to the installation of any satellite dish, receiver, or similar system. Tenant agrees to have these systems installed only on a wood surface, and agrees satellite will not be installed on any part of the roof, brick, aluminum, vinyl, or other similar material.
- (m) Tenant agrees to maintain the grass, trim all weeds, and pick up all trash, brush & fallen timber from property during

term or extended term of u_{red} lease. Tenant agrees that any costs that the Landlord incurs because of the tenants failure to maintain the property will be charged back to the Tenant.

- (n) For liability reason, tenant will not undertake any repairs or maintenance of their own accord. All maintenance and repairs are to be done by the management company. Paragraph (i) is the exception.
- (o) Landlord does not guarantee the function or existence of any phone line system. Including but not limited to: wiring, jacks, blocks, etc. Tenant assumes all responsibility to maintain, add, or repair any existing phone lines and accessories.
- (p) Landlord does not guarantee the function or existence of any cable or internet systems, Including but not limited to: wiring, cables, outlets, modems, receivers, etc. Tenant assumes all responsibility to maintain, add, or repair any existing cable or internet hookups or accessories.
- (q) Tenant shall assume responsibility to pay Landlord a \$45.00 service call charge for lighting any pilot lights on premises. This includes, but is not limited to: water heaters and furnaces. Stoves provided by landlord will be lit at no charge, However if gas service has been disconnected during tenancy, the \$45.00 service call charge will still apply for re-lighting these pilot lights. Landlord will not, under any circumstances, hook up, connect, or light pilot lights on any stove or appliance that belongs to Tenant.
- (r) Cooking grills or 55 gallon drums (gas or charcoal fired) are not to be used at any time on open or closed porches.
- (s) Under no circumstances may any rent be withheld in full or in part, regardless of any expenses incurred by Tenant, regardless of the financial status of the premises, or the legality of the premises. Rent must be paid to Owner or Owner's agent only. Non-payment or payment to any other party is a violation of this Lease Agreement and cause for immediate eviction.

CARE OF PREMISES: If the Tenant fails to maintain or correct any condition as called for in this Agreement, then the Landlord shall have the right, after giving twenty-four (24) hours written notice, to make corrections. The total cost of said corrections shall be added to the current rent balance due

23. **SMOKE DETECTORS:** The Landlord has installed <u>One</u> smoke detector(s) in the unit. The Tenant acknowledges the presence of said detector(s) and hereby agrees to periodically test said detector(s), replace 9-volt batteries as needed, and report all faulty equipment immediately to the Landlord. The Landlord will pay the cost of replacement of faulty equipment, but not including 9-volt batteries. The Tenant hereby agrees to hold the landlord harmless of any and all liability from damage and/or injury resulting from faulty smoke detector(s).

ENTRY AND INSPECTION: The Landlord, his assigned agent(s) and or his employee(s) may enter the premises at any reasonable hour to inspect, repair, maintain, improve or show the premises. If service personnel, Landlord, his agents or employees are restricted from entrance for any reason (such as, but not limited to: changed locks, pets, entry refused by occupants, etc.), the Tenant will be charged a \$175.00 service charge. If said entrance restriction occurs during showing of the premises for rental or sale this charge will be tripled. The landlord shall have the right to retain and use a pass key to the premises. The landlord reserves the right to affix "For Rent" and/or "For Sale" signs on the property. The exercise of these rights of the landlord shall never be deemed an eviction or disturbance of Tenant's peaceable use and possession of the premises and shall never render the landlord liable in any manner to Tenant or any person(s) in the premises.

25. ALTERATIONS: Tenant shall not paint, wallpaper, nor otherwise redecorate the premises nor shall additional appliances or special electrical mechanical equipment be installed or operated without the prior written consent of the landlord. Tenant shall not install any additional locks nor change existing locks. The Tenant shall post no signs on the property. The landlord will not be obligated in anyway to pay, indemnify, nor insure any contractors or other service person performing at the request of the tenant and not directly hired by the Landlord Neither Tenant, nor anyone acting on behalf of or at the direction of Tenant shall do anything to cause a lien, assessment or any other cloud upon the title to be placed against the leased premises.

26. **INSURANCE:** The Landlord will insure the building and his property only, not the Tenant's property in or on the premises. The Tenant agrees to maintain Renter's Insurance for his or her own personal property and liability and agree to make no claim against the landlord for any loss or damage regardless or whatever cause for such loss.

BREACH OF LEASE: Upon failure to pay any rent due, or charges stated herein, or if the Tenant, without landlord's written consent, shall violate any terms of this lease, landlord hereby reserves the right to seek any legal remedies available. The Tenant shall pay an additional Processing Fee of \$295.00 to compensate Landlord for the time and effort involved in curing the Tenant's default.

28. ABANDONMENT: In the event Tenant shall abandon or vacate the premises before the end term, the premises, or any thereof, may be repossessed by the Landlord and re-let upon terms satisfactory to it, and Tenant shall be liable for deficiency resulting there from. Any and all property left by the Tenant in or on the leased premises after vacating at any time shall become the property of the Landlord who shall have the right to dispose of such property as he sees fit.

WAIVER: No failure of the landlord to enforce any provision hereof shall be deemed a waiver, nor shall acceptance to the partial payment of rent be deemed a waiver of the landlord's light to the full amount thereof.

30. INDEMNIFICATION AND RELEASE: Tenant shall indemnify and hold harmless Landlord from and against any and all

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5-H WK 24

541 WH 25

5H 20

5H 28

2H 34

damages, claims, and liabilities arising from or connected with Tenant's control or use of the leased premises. The indemnification shall not include any matter for which the Landlord is effectively protected against by insurance. If Landlord shall, without fault, become a party to litigation commenced by or against Tenant, then Tenant shall indemnify and hold Landlord harmless. The indemnification provided by this section shall include Landlord's legal costs and fees in connection with any such claim, action or proceeding. Tenant does hereby release Landlord from any and all liability from any accident, damage of injury cause to person or property on or about the Leased Premises.

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MANAGEMENT LIABILITY: All repair, maintenance and capital outlay expenses are to be approved and paid for by the owner. If the owner refuses, or cannot pay for the repair, maintenance, or capital expense, TR Property Management, LLC will not be able to do the work.

NOTICES: Any notice which either party is required to give, may be served in person or by mailing the same, postages paid, to Tenant at the premises or to the Landlord at the address as listed in this agreement or at such places as may be designated by the parties from time to time. Should any terms of this Lease agreement be violated by the Tenant, this document shall be considered notice of intent to file legal action and no further notice will be served.

INTERPRETATION: In interpreting this Lease, all captions are titles and shall be disregarded, and when applicable, the singular of any word shall mean or apply to the plural, and masculine form shall mean and apply also to feminine, and vice versa.

EARLY LEASE TERMINATION: In the event that the tenant must vacate the premises before the expiration of the lease agreement, the tenant must comply with the following:

- a. No Early Terminations will be granted on any lease that is less than 90 days.
- b. A written 30-day notice to vacate the property must be received by the office.
- c. The tenant must have paid ALL rents & charges before the move-out date.
- d. The tenant must pay a \$400.00 early termination fee; at the time the 30-day notice to vacate is turned into the office.
- e. The tenant will be responsible for any damages that have occurred to the unit, during the tenancy, and all damages must be paid in full before Tenant vacates the premises.
- f. Tenant must provide landlord with a forwarding address before vacating the property.

When all of these conditions are met, the Landlord will terminate the lease agreement effective on the actual move-out date.

35. FURTHER CONDITIONS: 1. THERE IS A \$75.00 CHARGE PER MONTH PER WATERBED OR AQUARIUM MORE THAN 10 GALLONS, 2. ADDENDUMS TO BE MADE PART OF LEASE AGREEMENT. 3. THERE IS NO IMPLIED WARRANTY OF HABITABILITY.

THE UNDERSIGNED HEREBY ACKNOWLEDGES READING, UNDERSTANDING, AND AGREEING TO THE ABOVE. THIS LEASE AGREEMENT CONSTITUTES ALL AGREEMENTS BETWEEN THE LANDLORD AND THE TENANT AND NO ORAL MODIFICATIONS OR AGREEMENTS EXIST. ANY CHANGES IN THE AGREEMENT SHALL BE MADE IN WRITING AND SIGNED BY BOTH THE LANDLORD AND THE TENANT. ALL COVENANTS AND REPRESENTATIVES HEREIN CONTAINED ARE BINDING UPON AND SHALL INCUR TO THE BENEFIT OF THE HEIRS, SUCCESSORS, PERSONAL REPRESENTATIVES AND ASSIGNS OF THE LANDLORD AND THE TENANT.

WITNESS OUR HAND, THIS 19th DAY OF October, 2010

Tenant's Signature: Schrelle Hemphill

Tenant's Signature:

Social Security #:

Landlord: Anthony Ragucci

Social Security #

Anthony Ragucci

PLEASE MAKE ALL CHECKS AND MONEY ORDERS PAYABLE TO:

TR Property Management, LLC

Page 5 of 5 Equal Housing Opportunity

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NOTICE OF CLAIM FOR POSSESSION OF REAL ESTA	AIE	
STATE OF INDIANA, COUNTY OF MA JON, ss:	200 East Washin	of Marion County Small Claims Court gton St., City County Bldg., Suite G-5 s, IN 46204 – Phone (317) 327-5060
<u>Anthony Ragucci</u> 1111 E <u>. 54th St. Suite 101</u>	Service Requested:	
Indianapolis, IN 46220	Personal	
317-253-7800	Сору	
Plaintiff: (Name, Address & Phone Number)	- 10- 18-11	
Schrelle & Willie Hemphill, etal.	Certified Mail Cause No: 49K01- <u>1203</u> -SC	002500
3763 N. Broadway Street #3		
Indianapolis, IN 46205		
Defendant: (Name, Address & Phone Number)		
The plaintiff complains of the defer ant and sails: That on	10/19/2010 the plaintiff rented to	the defendant the premises located at
3763 N. Broadway Street #3 in plarion County, Indiana at a	rent of \$ 295.00 per week / per n	nonth and the on 3/4/12 said tenancy
expired by the terms thereof for the Non-Payment of Rel	nt. That eversince said date 3/4/1	the plaintiff has been entitled to the
possession of said premises. That the defendant unlawfully Hodamage in the sum of \$829.00, WHEREFORE, plaintiff demands	indepent for the thosession of the	premites a foresaid damages court cost
and other proper relief.		
,		
Dated: February 20, 2012	- arm	Plaintiff
TO ANY CONSTABLE OF THIS TOWNSHIP: You are hereby	commanded to summon the above	defendant(s) depose before me in
Court on 4/3/2012 at 9:30 o'clock	A M to answer the plaintiff in a he	earing on the boxe claim and to make due
return of the Notice of Claim.		hat
Dated:		Judge Judge
CONSTABLES RETUN OF SERVICE OF NOTICE OF CLAIM		, vuoge
I certify that I have served this Notice of Claim on		9.0.4
2) By leaving a copy of the Notice of Claim at		MAR 22 which is the dwelling
place or usual place of abode of		and by mailing a spy of the
Notice of Claim to said Defendant at that such address.		d. Smit. Soot, wall claims court
Other service remarks:	8:	and story of any reams tour
·		- July Sollstable
NOTICE TO ALL PARTIES:	· 1	
		82
The nature of the Plaintiff's claim against your and demand many	ated above.	
You may represent yourself or hire an att they In Court on the date of time set above out an asked to ad	mitor deny claim If you deny the claim	. a trial date shall be set at this admit or deny
hearing.		
If the departant does not wish to dispute the claim of the District establish a without by which the judgment shall be paid.	ff, has te may appear to agree to a judg	mentant for the purpose of allowing the court to
If the Description cannot appear to the time and place set for the	admit or deny hearing, he/she she had	e the Court at the above address requesting a
at all setter at a future data		
If the Desindant fails to a beat in the time set for the he The Pull off waith startage by the position his/her claim in the Sn	nall Claims Court.	u against the Delendant.
The Diffendant via a strike a jury also unless he/she requests a	a jury trial within ten 🕼 📆 alendar days :	of the receipt of the Notice of Claim. Once a
request for trial by it y transfer, a transfer fee for transfer to the over of jury trial cours. Once a request is made and fee paid	request same the officer without the	1 (10) calendar days. If the fee is not paid,
The defendant may within ten (10) days of service of service of service.	the summer of the change of venue of t	his matter. Proper venue is defermined by the
court in the following order:		a U/I L

(1) In an action upon adebt or act unto niue is in the township where any defendint has consented to venue if a writing agend by the defendant.
(2) Venue is in the township where a grant action or occurrence giving rise to any part of the claim took place.
(3) Venue is in the township (h a grant of the Small claims Court) where the greater price tage of parvidual defendants included in the complaint resides, or, if there is no state or the principal office or place where any individual defendants or named resides, owns real estate, or rents an apartment or real estate or where the principal office or place of business of any defendant is located.

(4) Venue is in the township where the claim was filed if there is no other township in the count in which the small claims court sits in which required venue lies.

Claims between landlord and tenants shall be in the township where the real estate is located.

NOTICE OF CLAIM FOR POSSESSION OF REAL EST	ATE
STATE OF INDIANA, COUNTY OF MA ON, ss:	Center Township of Marion County Small Claims Court 200 East Washington St., City County Bldg., Suite G-5 Indianapolis, IN 46204 – Phone (317) 327-5060
Anthony Ragucci 1111 E. 54 th St. Suite 101 Indianapolis, IN 46220 317-253-7800 Plaintiff: (Name, Address & Phone Number)	Service Requested: Personal Copy Certified Mail
Schrelle & Willie Hemphill, etal. 3763 N. Broadway Street #3 Indianapolis, IN 46205 Defendant: (Name, Address & Rhene Number)	Cause No: 49K01- <u>1203</u> -SC0 0 2 5 6 8
3763 N. Broadway Street #3 h Ma log County, Indiana at a expired by the terms thereof for the reason Non-Payment of Repossession of said premises. That the defendant unlawfully House	10/19/2010 the plaintiff rented to the defendant the premises located at rent of \$ 295.00 per week / per month and the on 3/4/12 said tenancy ent. That ever since said date 3/4/12, the plaintiff has been entitled to the olds over and detains possession of said premises from the plaintiff to his is judgment for the possession of the premises and for said damages, court cost
Dated: February 20, 2012 TO ANY CONSTABLE OF THIS TOWNSHIP: You are hereby	commanded to summon the above defendant(s) to appear before me in A M to answer the plaintiff in a hearing on the above claim and to make due
Dated: CONSTABLES RETUN OF SERVICE OF NOTICE OF MALES	MSn/Jan Judge
I certify that I have served this Notice of Slaip of 1) By delivering Notice of Claip, of the Pefe Idant. 2) By leaving a copy of the Notice of Claim at place or usual place of abode of Notice of Claim to said Defendant at that such address. 3) Other service remarks:	MAD 0 which is the dwelling and by Mailing a copy of the Center Mish of Manon County Secret, Small Claims Count , Constable
NOTICE TO ALL PARTIES: The nature of the Plaintiff's claim against you and demand made	de is stated above.
hearing. If the defendant does not wish to dispute the claim of the Plaint establish a method by which the judgment shall be paid. If the Defendant cannot appear at the time and place set for the trial setting at a future date. If the Defendant fails to appear in Court at he time set for the hearth the Plaintiff waives a trial by jury by filling his/her claim in the State of the fail of the plaintiff waives trial by jury also unless he/she requests request for trial by jury in grafted, a transfer fee for transfer to the pair of the pair trial by jury in grafted, a transfer fee for transfer to the pair of the pair trial by jury trial of the pair trial by jury in grafted, a transfer fee for transfer to the pair trial by jury in grafted, a transfer fee for transfer to the pair trial by jury in grafted, a transfer fee for transfer to the pair trial by jury in grafted, a transfer fee for transfer to the pair trial by jury in grafted.	earing, a distuit udgment may be givered against the Defendant.

- ned by the defendant.
- the order:

 bon a debt or account, venue is in the township where any defendant has consented to venue in a writing of
 township where a transaction or occurrence giving rise to any part of the claim took place
 township (in a county of the Small claims Court) where the greater percentage of individual defendants in
 the solution of the small claims county individual defendant so a med resid is swins leaf as
 there the spire pal office or place of business of any defendant is located.

 e township of the claim was filed if there is no other township in the county in which the small claims county. uded in the complaint ate, or rents an apartment

nich the small claims court sits in which required

tenants shall be in the township where the real estate is located.

CENTER TOWNSHIP OF MARION COUNTSMALL CLAIMS COURT STATE OF INDIANA In Street City County Bldg., Suite G-5 200 East Washi COUNTY OF MARION, SS: Indianapolis, IN 46204 (317) 327-5060 Anthony Ragucci 1111 E. 54th St. Suite 101 Indianapolis, IN 46220 002568 **PLAINTIFF** Cause No: 49K01-_ 1203 -SC-VS. W. Henry hull Hemphill Schrelle & Willie Hemphill, etal. 3763 N. Broadway #3 Indianapolis, IN 46205 **DEFENDANT** JUDGMENT/ORDER THE COURT NOW FINDS AS FOLLOWS: That Plaintiff (appeared appeared not) and defendant (appeared appeared not) That Defendant fails to appear and Plaintiff appears and within the knowledge of those present, the Defendant is not Under legal disability and has sufficient understanding to realize the nature and effect of the Notice of Claim. That all parties appeared in person or by counsel, and agree to the entry of judgment Plaintiff Defendant That all parties appeared in person and (Plaintiff/Defendant) by counsel. The evidence was heard and case submitted, all legal requirements having been met and judgment is entered in favor out the Chaintim Defendant).

M. Smith **ACCORDINGLY, THE COURT NOW ORDERS:** The judgment is rendered in favor of the Plaintiff for the sum of \$ _____ and attorney's fees of and prejudgment interest of \$ for a total judgment of \$ costs and post-judgment interest at 8% per annum. That Plaintiff is entitled to the (real estate/personal properix) as described in the Notice of Claim; writ entitled to be issued on APR 0.2.2012. Date of possession That this case be dismissed (with/without) prejudice. Landlord requests hearing date for damages/compliance. Hearing set for That the counterclaim is for counter-plaintiff for \$ plus costs and pdst-judgment interest at 8% per annum. That the counterclaim is for counter-defendant. Plaintiff/Defendant is ordered to serve a copy of this judgment on the opposing party. Repayment plan shall be executed. If compliance, plaintiff shall dismiss. Other:

> MICHELLE SMITH SCOTT, JUDGE CENTER TOWNSHIP OF MARION COUNTY SMALL CLAIMS COURT

Date:

CENTER TOWNSHIP OF MARION COUNTSMALL CLAIMS COURT 200 East Washir n Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

Anthony Ragucci 1111 E. 54th St. Suite 101 Indianapolis, IN 46220 PLAINTIFF

Cause No: 49K01- 1203 -SC- 00 2 5 6 8

VS.

Schrelle & Willie Hemphill, etal. 3763 N. Broadway #3 Indianapolis, IN 46205 DEFENDANT

	JUDGMENT/ORDER
THE C	COURT NOW FINDS AS FOLLOWS:That Plaintiff (appeared/appeared not) and defendant (appeared/appeared not).
	That Defendant fails to appear and Plaintiff appears and within the knowledge of those present, the Defendant is not under legal disability and has sufficient understanding to realize the nature and effect of the Notice of Claim.
	That all parties appeared in person or by counsel, and agree to the entry of judgment.
	Plaintiff Defendant
	That all parties appeared in person and (Plaintiff/Defendant) by counsel. The evidence was heard and case submitted, all legal requirements having been met and judgment is entered in favor of the (Plaintiff/Defendant).
ACCC	PRDINGLY, THE COURT NOW ORDERS:
	The judgment is rendered in favor of the Plaintiff for the sum of \$and attorney's fees of
	\$and prejudgment interest of \$for a total judgment of \$plus costs and post-judgment interest at 8% per annum.
	That Plaintiff is entitled to the (real estate/personal property) as described in the Notice of Claim; writ entitled to
	be issued on Date of possession
	That this case be dismissed (with/without) prejudice.
	Landlord requests hearing date for damages/compliance. Hearing set for(9a.m./1:30p.m.)
	That the counterclaim is for counter-plaintiff for \$plus costs and post-judgment interest at 8% per annum.
	That the counterclaim is for counter-defendant.
	Plaintiff/Defendant is ordered to serve a copy of this judgment on the opposing party.
	Repayment plan shall be executed. If compliance, plaintiff shall dismiss.
	Other:
Date:	

CENTER TOWNSHIP OF MARION COUNTSMALL CLAIMS COURT 200 East Washin n Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

Anthony Ragucci 1111 E. 54th St. Suite 101 Indianapolis, IN 46220 PLAINTIFF

002568 Cause No: 49K01-<u>1203</u>-SC-

VS.

Schrelle & Willie Hemphill, etal. 3763 N. Broadway #3 Indianapolis, IN 46205 DEFENDANT

		Jl	JDGMENT/OF	RDER		
THE C	OURT NOW FINDS A	S FOLLOWS: red/appeared not) and	defendant (ap	peared/appeared r	not).	
·	That Defendant fails not under legal disa	to appear and Plaintiff bility and has sufficient	appears and v understandinເ	within the knowledg g to realize the nat	ge of those present ure and effect of the	, the Defendant is e Notice of Claim.
 -	That all parties appe	ared in person or by co	unsel, and ag	ree to the entry of	judgment.	
	Plaintiff		Defendant			
<u> </u>		ared in person and (Pla equirements having bed				
ACCO	RDINGLY, THE COUF	RT NOW ORDERS:				
	The judgment is rend	dered in favor of the Pla	aintiff for the st	um of \$	and attorne	y's fees of
		nd prejudgment interes nent interest at 8% per		for a total	judgment of \$	plus
	That Plaintiff is entitle	ed to the (real estate/pe	ersonal proper	ty) as described in	the Notice of Clain	n; writ entitled to
	be issued on	Date of p	ossession	·	•	
	That this case be dis	missed (with/without) p	rejudice.			
	_Landiord requests he	earing date for damage	s/compliance.	Hearing set for _		_(9a.m./1:30p.m.)
<i></i>	That the counterclair annum.	n is for counter-plaintiff	for \$	_plus costs and po	ost-judgment interes	st at 8% per
·	That the counterclair	n is for counter-defenda	ant.			
	Plaintiff/Defendant is	ordered to serve a cop	y of this judgr	nent on the oppos	ing party.	
	Repayment plan sha	If be executed. If comp	liance, plaintiff	f shall dismiss.		
	Other:					
·—·						
Date: _						
	.—		-			

CENTER TOWNSHIP OF MAPION COUNTSMALL CLAIMS COURT 200 East Washir n Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

Anthony Ragucci 1111 E. 54th St. Suite 101 Indianapolis, IN 46220 **PLAINTIFF**

002568

vs.

Schrelle & Willie Hemphill, etal. 3763 N. Broadway #3 Indianapolis, IN 46205 DEFENDANT

Cause No: 49K01- 1203 -SC-

	JUDGMENT/ORDER
THE C	OURT NOW FINDS AS FOLLOWS:That Plaintiff (appeared/appeared not) and defendant (appeared/appeared not).
	That Defendant fails to appear and Plaintiff appears and within the knowledge of those present, the Defendant is not under legal disability and has sufficient understanding to realize the nature and effect of the Notice of Claim.
	That all parties appeared in person or by counsel, and agree to the entry of judgment.
	Plaintiff Defendant
	That all parties appeared in person and (Plaintiff/Defendant) by counsel. The evidence was heard and case submitted, all legal requirements having been met and judgment is entered in favor of the (Plaintiff/Defendant).
ACCO	RDINGLY, THE COURT NOW ORDERS:
	The judgment is rendered in favor of the Plaintiff for the sum of \$and attorney's fees of
	\$and prejudgment interest of \$for a total judgment of \$plus costs and post-judgment interest at 8% per annum.
	That Plaintiff is entitled to the (real estate/personal property) as described in the Notice of Claim; writ entitled to
	be issued on Date of possession
	That this case be dismissed (with/without) prejudice.
	_Landlord requests hearing date for damages/compliance. Hearing set for(9a.m./1:30p.m.)
	That the counterclaim is for counter-plaintiff for \$plus costs and post-judgment interest at 8% per annum.
	That the counterclaim is for counter-defendant.
	_Plaintiff/Defendant is ordered to serve a copy of this judgment on the opposing party.
·	_Repayment plan shall be executed. If compliance, plaintiff shall dismiss.
·——	Other:
•———	
Date: _	

CENTER TOWNSHIP OF MARION COUNTSMALL CLAIMS COURT 200 East Washin a Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

Anthony Ragucci 1111 E. 54th St. Suite 101 Indianapolis, IN 46220 PLAINTIFF

002568

Cause N

Cause No: 49K01- 1203 -SC-

VS.

Schrelle & Willie Hemphill, etal. 3763 N. Broadway #3 Indianapolis, IN 46205 DEFENDANT

JUDGMENT/ORDER

That Defendant fails to appear and Plaintiff appears and within the knowledge of those present, the Defend not under legal disability and has sufficient understanding to realize the nature and effect of the Notice of C	lant is Claim.
That all parties appeared in person or by counsel, and agree to the entry of judgment.	
laintiff Defendant	
INGLY, THE COURT NOW ORDERS:	
The judgment is rendered in favor of the Plaintiff for the sum of \$ and attorney's fees of	
	plus
hat Plaintiff is entitled to the (real estate/personal property) as described in the Notice of Claim; writ entitle	ed to
be issued on Date of possession	
hat this case be dismissed (with/without) prejudice.	
andlord requests hearing date for damages/compliance. Hearing set for(9a.m./1:30	ip.m.)
· · · · · · · · · · · · · · · · · · ·	
hat the counterclaim is for counter-defendant.	
Plaintiff/Defendant is ordered to serve a copy of this judgment on the opposing party.	
Repayment plan shall be executed. If compliance, plaintiff shall dismiss.	
Other:	
P	That all parties appeared in person and (Plaintiff/Defendant) by counsel. The evidence was heard and cas submitted, all legal requirements having been met and judgment is entered in favor of the (Plaintiff/Defendance) ORDINGLY, THE COURT NOW ORDERS:

CENTER TOWNSHIP OF MARION COUNTSMALL CLAIMS COURT 200 East Washin a Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

Anthony Ragucci 1111 E. 54th St. Suite 101 Indianapolis, IN 46220 PLAINTIFF

002568

VS.

Schrelle & Willie Hemphill, etal. 3763 N. Broadway #3 Indianapolis, IN 46205 DEFENDANT

JUDGMENT/ORDER

Cause No: 49K01-___1203___-SC-__

		J	ODGMEN 17OND			
THE C	OURT NOW FINDS That Plaintiff (app	AS FOLLOWS: eared/appeared not) and	defendant (appea	ared/appeared not).	
	That Defendant fa not under legal d	ills to appear and Plaintifi sability and has sufficien	appears and with understanding to	nin the knowledge realize the nature	of those present, the and effect of the Not	Defendant is lice of Claim.
	That all parties ap	peared in person or by c	ounsel, and agree	to the entry of jud	gment.	
	Plaintiff		Defendant			
 _		peared in person and (Pi Il requirements having be				
ACCO	RDINGLY, THE CO	URT NOW ORDERS:				
	The judgment is re	endered in favor of the Pl	aintiff for the sum	of \$	and attorney's fe	ees of
	\$costs and post-jud	_and prejudgment interes Igment interest at 8% per	t of \$ annum.	for a total jud	dgment of \$	plus
	_That Plaintiff is en	titled to the (real estate/p	ersonal property)	as described in th	e Notice of Claim; wr	it entitled to
	be issued on	Date of p	ossession			
	_That this case be	dismissed (with/without)	orejudice.			
	_Landlord requests	hearing date for damage	es/compliance. He	earing set for	(9a.	m./1:30p.m.)
·	_That the counterc annum.	aim is for counter-plaintif	f for \$pl	us costs and post	-judgment interest at	8% per
	_That the counterc	aim is for counter-defend	ant.			
	_Plaintiff/Defendan	t is ordered to serve a co	py of this judgmer	nt on the opposing	party.	
	_Repayment plan s	shall be executed. If comp	liance, plaintiff sh	nall dismiss.		
	Other:					
						
Date: _						
			* = 1 m			

CENTER TOWNSHIP OF MAPION COUNTSMALL CLAIMS COURT 200 East Washin 1 Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

Anthony Ragucci 1111 E. 54th St. Suite 101 Indianapolis, IN 46220 PLAINTIFF

Cause No: 49K01- 1203 -SC- 002568

VS.

Schrelle & Willie Hemphill, etal. 3763 N. Broadway #3 Indianapolis, IN 46205 DEFENDANT

JUDGMENT/ORDER

	30DGMEN /ONDER
	URT NOW FINDS AS FOLLOWS:
	That Plaintiff (appeared/appeared not) and defendant (appeared/appeared not).
	That Defendant fails to appear and Plaintiff appears and within the knowledge of those present, the Defendant is not under legal disability and has sufficient understanding to realize the nature and effect of the Notice of Claim.
	That all parties appeared in person or by counsel, and agree to the entry of judgment.
Ī	Plaintiff Defendant
	That all parties appeared in person and (Plaintiff/Defendant) by counsel. The evidence was heard and case submitted, all legal requirements having been met and judgment is entered in favor of the (Plaintiff/Defendant).
ACCOR	DINGLY, THE COURT NOW ORDERS:
	The judgment is rendered in favor of the Plaintiff for the sum of \$and attorney's fees of
	\$and prejudgment interest of \$for a total judgment of \$plus costs and post-judgment interest at 8% per annum.
	That Plaintiff is entitled to the (real estate/personal property) as described in the Notice of Claim; writ entitled to
	be issued on Date of possession
	That this case be dismissed (with/without) prejudice.
	Landlord requests hearing date for damages/compliance. Hearing set for(9a.m./1:30p.m.)
	That the counterclaim is for counter-plaintiff for \$plus costs and post-judgment interest at 8% per annum.
	That the counterclaim is for counter-defendant.
	Plaintiff/Defendant is ordered to serve a copy of this judgment on the opposing party.
	Repayment plan shall be executed. If compliance, plaintiff shall dismiss.
	Other:
	
Date:	
	MICUELLE CHITU COTT LIDGE

CENTER TOWNSHIP OF MARION
COUNTY SMALL CLAIMS COURT

CENTER TOWNSHIP OF MARION COUNTSMALL CLAIMS COURT 200 East Washid n Street City County Bldg., Suite G-5 Indianapolis, IN 46204 (317) 327-5060

Anthony Ragucci 1111 E. 54th St. Suite 101 Indianapolis, IN 46220

PLAINTIFF

Cause No: 49K01-___1203 __-SC-

002568

۷s.

Schrelle & Willie Hemphill, etal. 3763 N. Broadway #3 Indianapolis, IN 46205

DEFEN	VDANT .	JUDGMENT/OR	DER	Center Township of Marion Count Center Township of Marion Counts Center Township of Marion Counts Center Township of Marion Counts
THE C	OURT NOW FINDS AS FOLLOW That Plaintiff (appeared/appear	vs: red not) and defendant (app	eared/appeared not).	Center Township of Marion County M. Smith Scott, Small Claims Co
	That Defendant fails to appear not under legal disability and h	and Plaintiff appears and was sufficient understanding	ithin the knowledge of to realize the nature a	those present, the Defendant is and effect of the Notice of Claim.
	That all parties appeared in per	rson or by counsel, and agr	ee to the entry of judgn	nent.
	Plaintiff	Defendant		,
	That all parties appeared in persubmitted, all legal requiremen	rson and (Plaintiff/Defendar ts having been met and jud	nt) by counsel. The evi gment is entered in fav	dence was heard and case or of the (Plaintiff/Defendant).
ACCO	RDINGLY, THE COURT NOW O	RDERS:		
	The judgment is rendered in fa			
	\$and prejudg costs and post-judgment intere	ment interest of \$st at 8% per annum.	for a total judgr	ment of \$\frac{1}{220} plus
<u>-</u>	_That Plaintiff is entitled to the (r	real estate/personal propert	y) as described in the I	Notice of Claim; writ entitled to
	bé issued on	Date of possession		
	_That this case be dismissed (w	ith/without) prejudice.		
	_Landlord requests hearing date	e for damages/compliance.	Hearing set for	(9a.m./1:30p.m.)
	That the counterclaim is for cou annum.	unter-plaintiff for \$	plus costs and post-ju	dgment interest at 8% per
	_That the counterclaim is for cou	unter-defendant.		
	_Plaintiff/Defendant is ordered to	serve a copy of this judgn	nent on the opposing pa	arty.
	_Repayment plan shall be execu	ited. If compliance, plaintiff	shall dismiss.	
	Other:	·		
Date:	0/25/12		/19m	Sym-

MICHELLE SMITH SCOTT, JUDGE CENTER TOWNSHIP OF MARION **COUNTY SMALL CLAIMS COURT**

COPIES TO ALL PARTIES



1111 E. 54th Street, Suite 101 • Indianapolis, IN 46220 • (317) 253-7800 • FAX (317) 253-7900

Move Out Date: 4/9/2012

June 25, 2012

Schrelle Hemphill, Willie Hemphill, etal. 3763 N. Broadway St. #3 Indianapolis, IN 46205

3763 N. Broadway St. #3 Indianapolis, IN 46205

Dear Schrelle & Willie Hemphill:

This letter is in reference to the security deposit for the above-mentioned address. \$ 90 (2 mos) The following is a final billing of your account and security deposit:

Unpaid Rent	\$1,345.00
Accelerated Rents lease item #6 (May-Oct. @\$295/mo)	\$1,770.00
Change (2) locks (Keys not returned by tenant)	\$96.00
Haul Away Trash	\$100.00
Clean & Punch	\$175.00
Administrative Fee Lease Item 26	\$145.00

SUBTOTAL: \$3,631.00

LESS DEPOSIT: -\$200.00

TOTAL BALANCE OWED: \$3,431.00

***This is a Final Statement of your account and is not subject to change. Please contact the office at 317-253-7800 to make payment agreements.

STATE OF INDIANA COUNTY OF MARION Anthony Ragucci vs. Schrelle Hemphill, Willie Hemphill IN THE Center Township MARION COUNTY SMALL CLAIMS COURT 200 East Washington Street Indianapolis Indiana 46204

SS:

49K01-1203-SC-002568

Anthony Ragucci

Plaintiff

Vs.

Schrelle Hemphill; Willie Hemphill 3763 N Broadway ST APT 3 Indianapolis IN 46205 **Defendant(s)**

FLED

APR 03 ZULL

Center Township of Marion County M. Smith Scott, Small Claims Court

NOTICE TO MOVE
THIS PROPERTY MUST BE VACATED ON OR BEFORE

12:00PM on the 9th day of April, 2012

OR THE CONTENTS WILL BE REMOVED AND PLACED IN STORAGE AT DEFENDANT'S COST.

TO ANY CONSTABLE OF MARION COUNTY

You are commanded forthwith to put Plaintiff, Anthony Ragucci, in possession of property located at 3763 N Broadway ST APT 3 Indianapolis IN 46205 in said county, by removing therefrom the Defendant, Schrelle Hemphill; Willie Hemphill and removing the goods of said Defendant, by placing said goods in storage and to levy on any non-exempt property, by sale thereof you make the sum of \$0.00 together with costs and accruing interest from 04/03/2012 for which the said Plaintiff has a judgment against said Defendant as appears of record on the docket of this court, and of this writ make legal service and return.

Trial on Damages: 6/25/2012 at 9:00 AM

Judgment Amount: \$0.00 Expires: 05/03/2012

04/03/2012

Hon Michelle Smith-Scott JUDGE			
This WRIT was served on the □ Reading in person to Defendant □ Leaving copy	day of	, 20	by:
Remarks:		·	
The goods of the within named Def	endant were removed	and placed in storage at:	
Constable:		Date:	· ·

IN THE CENTER TOWNSHIP OF MARION COUNTY SMALL CLAIMS COURT STATE OF INDIANA

Anthony Ragucci, By: Advanced Debt Collection, Inc. PLAINTIFF/ASSIGNEE)))
vs.) CAUSE NO. 49K01-1203-SC-2568
SCHRELLE HEMPHILL, WILLIE HEMPHILL JUDGMENT-DEFENDANT (S)	

APPEARANCE BY ATTORNEY IN CIVIL CASE

Party Classification: Initiating.

1. The undersigned attorney and all attorneys listed on this form now appear in this case for the following party member(s): Anthony Ragucci By: Advanced Debt Collection, Inc.

2. Applicable attorney information:

H. Kim TeKolste #825-49
Attorney at Law
6284 Rucker Road, Suite M
Indianapolis, Indiana 46220-4851
(317) 507-8937
FAX: (317) 454-7171
e-mail ktekolste@sbcglobal.net

- 3. Other party members not represented by this attorney are as follows: none.
- 4. If first initiating party filing this case, the Clerk is requested to assign this case the following Case Type under Administrative Rule 8(b)(3): SC.
- 5. I will accept service by FAX.
- 6. The Social Security Numbers of all family members in a case involving support are as follows: n/a.
- 7. The Caption(s) and Cause Number(s) of related cases are as follows: none.
- 8. This form has been served on all other parties. Certificate of Service is attached.
- 9. Additional information required by local rule: none.

^{**}This is an attempt to collect a debt. Any information obtained will be used for that purpose. **

CL FIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon the following on the date of filing same:

The defendant (s)

SCHRELLE HEMPHILL, WILLIE HEMPHILL 3763 N BROADWAY ST, APT 3 INDIANAPOLIS IN 46205

H. Kim TeKolste

Mi Met

H. Kim TeKolste #825-49 Attorney at Law 6284 Rucker Road, Suite M Indianapolis, Indiana 46220-4851 (317) 507-8937 FAX: (317) 454-7171

OF MARION COUNTY SMALL CLAIMS COURT STATE OF INDIANA

Anthony Ragucci,)
By: Advanced Debt Collection, Inc.)
PLAINTIFF/ASSIGNEE	,)
vs.) CAUSE NO. 49K01-1203-SC-2568
SCHRELLE HEMPHILL, WILLIE HEMPHILL	
JUDGMENT-DEFENDANT (S)	

NOTICE OF ASSIGNMENT OF JUDGMENT

Comes now Advanced Debt Collection, Inc., by counsel, H. Kim TeKolste, and submits to the Court the Assignment of Judgment from Anthony Ragucci to Advanced Debt Collection, Inc.

Respectfully submitted,

hi Millet

H. Kim TeKolste Attorney

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon the following on the date of filing same:

The defendant (s)

SCHRELLE HEMPHILL, WILLIE HEMPHILL

3763 N BROADWAY ST, APT 3 INDIANAPOLIS IN 46205

H. Kim TeKolste #825-49 Attorney at Law 6284 Rucker Road, Suite M Indianapolis, Indiana 46220-4851 (317) 507-8937

FAX: (317) 454-7171

H, Kim TeKolste

Mir Met

**This is an attempt to collect a debt. Any information obtained will be used for that purpose. **

ASSIGNMENT OF JUDGMENT

STATE OF INDIANA

SS:

Anthony Ragucci
By: Advanced Debt Collection, Inc.
1111 E 54th St STE 101
Indianapolis IN 46220

CENTER TOWNSHIP of MARION COUNTY SMALL CLAIMS COURT CITY COUNTY BLDG STE G-5 200 E WASHINGTON ST INDIANAPOLIS, INDIANA 46204 Phone: 317-327-5060

PLAINTIFF

Vs. SCHRELLE HEMPHILL, WILLIE HEMPHILL 3763 N BROADWAY ST, APT 3 INDIANAPOLIS IN 46205

Cause No. 49K01-1203-SC-2568

JUDGMENT-DEFENDANT (S)

Anthony Ragueci, of Marion County, Indiana (hereinafter "Assignor"), for consideration described herein, hereby assigns to Advanced Debt Collection, Inc., (hereinafter "Assignee"), all right, title and interest which I/we/it has/ve in a judgment entered in my/our/its favor and against above named Judgment Defendant (s) on 06/25/2012, under cause number 49K01-1203-SC-2568. This Assignment shall include any right, title or interest which may remain in Assignor as a result of any documents upon which this judgment is based.

Assignor covenants that, as of the date of this Assignment, there is due and owing the sum of \$2,226.00 principal, with interest to be computed at the legal rate upon judgments in the State of Indiana from 06/25/2012, and there are no set-offs, counterclaims or defenses against the indebtedness in law or in equity, and that there have not been any modifications or other changes in the original terms of the indebtedness, other than as stated in this Agreement.

The Assignee has the right and authority, in Assignor's name, place and stead but at the Assignee's expense, to take all lawful means to recover the money and interest due on the indebtedness assigned, and in the case of complete payment of the indebtedness, to fully discharge the obligation.

Assignee shall be entitled to compensation for its services in collecting this judgment, in the amount of a Thirty Five Percent (35%) ("Contingency fee") of any and the remaining amounts recovered in any manner (whether recovered by Assignor, Assignee or a third-party).. Assignor shall be entitled to the remaining balance after deduction of the contingency fee. If assignee incurs additional cost (out of pocket expenses), assignee shall be entitled to ask the court to add these cost on to the judgment, and if awarded these cost, and recovered from debtor,

MOTION FOR PROCEEDINGS SUPPLEMENTAL

STATE OF INDIANA

92

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2

Indianapolis, IN 46201

PH 317-224-0392 Fax 866-732-9007

PLAINTIFF/ASSIGNEE

Vs. WILLIE HEMPHILL

3763 N BROADWAY ST, APT 3

INDIANAPOLIS IN 46205

JUDGMENT-DEFENDANT (S)

And LEVY RESTAURANTS, INC,

ATTN: PAYROLL

980 N MICHIGAN AV

SUITE 500

CHICAGO, IL 60611

EMPLOYER GARNISHEE-DEFENDANT

IT'S SUCCESSORS AND/OR ASSIGNS

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5

200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

Cause No. 49K01-1203-SC-2568

FILED

SEP 28 2012

Center Township of Marion County M. Smith Scott, Small Claims Court

Judgment Amount

\$2,226.00*

*Plus interest @ 8% and cost TBD.

You may also be responsible for additional

Attorney fees, and Other Cost of Collection,

If approved by the court.

PLAINTIFF PETITIONS THE COURT AND SAYS:

1. That the Plaintiff (s) owns a judgment obtained in this court against the Judgment-Defendant (s) on 06/25/2012, for the sum of \$2,226.00 plus costs and 8% post judgment interest.

2. That the Judgment-Defendant (s) has wages, assets, profits, or other non-exempt property due or to become due from the Garnishee-Defendant (s), which exceeds the amount exempt from execution.

PLAINTIFF PRAYS AS FOLLOWS:

1. That the Judgment-Defendant (s) be ordered into this court to answer as to any non-exempt property which can be applied to satisfaction of said judgment.

2. That the Garnishee-Defendant (s) be ordered to answer interrogatories, concerning the wages, assets, income, or other non-exempt property due or to become due the said Judgment-Defendant (s), and return same to this court on or before the date set by this court.

3. That the court, after a hearing, issue an order to apply said property towards the said judgment pursuant to statute.

I affirm under the penalties for perjury that the foregoing representations are true.

Dated: 09/26/2012

Plaintiff (s) or Attorney

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2

Indianapolis, IN 46201 PH 317-224-0392 Fax 866-732-9007

PLAINTIFF/ASSIGNEE

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5

200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

Vs. WILLIE HEMPHILL

3763 N BROADWAY ST, APT 3

INDIANAPOLIS IN 46205

Cause No. 49K01-1203-SC-2568

FILED

SEP 28 2012

JUDGMENT-DEFENDANT (S)

Center Township of Marion County M. Smith Scott, Small Claims Court

TO ANY CONSTABLE OF MARION, GREETINGS:

Whereas, the plaintiff has obtained a judgment in this court against the Defendant on 06/25/2012 for the sum of \$2,226.00 plus costs and post-judgment interest at 8% per annum. You may also be responsible for additional attorney fees, and other cost of collection, if approved by the court.

Now therefore the Defendant WILLIE HEMPHILL is hereby **ordered to appear** in this court **OCTOBER 31, 2012 AT 1:30 PM** to answer as to any property, income, or profits which he may have subject to execution, and have then and there this writ.

	JUDGE	SEP 28 2012
	-	MSmitt Soft.
Vitness my hand and seal of this court, This		

W. Strain Scott, Sman Claims Course

^{**}This is an attempt to collect a debt. Any information obtained will be used for that purpose. **

MOTION/ORDER TO CHANGE PAYEE

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2 Indianapolis, IN 46201

PH 317-224-0392 Fax 866-732-9007

PLAINTIFF/ASSIGNEE

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5

200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

Vs. WILLIE HEMPHILL

3763 N BROADWAY ST, APT 3

INDIANAPOLIS IN 46205

Cause No. 49K01-1203-SC-2568

JUDGMENT-DEFENDANT (S)

Comes now the Plaintiff/Assignee, by Counsel, in the above entitled cause of action and moves the court to **change the payee to Advanced Debt Collection, Inc.** The Plaintiff/Assignee requests this change and advises the court it is necessary, to recognize the assignment previously filed with the court. Upon making this change a printout of the "CCS" will be provided showing the change. Respectfully submitted by:

Date: 09/26/2012

H. Kim TeKolste, Attorney for Advanced Debt Collection, Inc.

Plaintiff/Assignee

Change to Payee is hereby granted and entered on the docket in the above cause. Clerk to provide a copy of the "CCS" showing the change has also been provided to Plaintiff/Assignee.

Date:

Judge, CENTER TOWNSHIP of MARION COLD Small Claims Court

M. Smith Scott, Small Clause

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2

Indianapolis, IN 46201

PH 317-224-0392 Fax 866-732-9007

PLAINTIFF/ASSIGNEE

Vs. WILLIE HEMPHILL 3763 N BROADWAY ST, APT 3 INDIANAPOLIS IN 46205 CENTER TOWNSHIP of
MARION COUNTY SMALL CLAIMS COURT
CITY COUNTY BLDG STE G-5
200 E WASHINGTON ST
INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

Cause No. 49K01-1203-SC-2568

JUDGMENT-DEFENDANT (S)

TO ANY CONSTABLE OF MARION, GREETINGS:

Whereas, the plaintiff has obtained a judgment in this court against the Defendant on 06/25/2012 for the sum of \$2,226.00 plus costs and post-judgment interest at 8% per annum. You may also be responsible for additional attorney fees, and other cost of collection, if approved by the court.

Now therefore the Defendant WILLIE HEMPHILL is hereby **ordered to appear** in this court **OCTOBER 31, 2012 AT 1:30 PM** to answer as to any property, income, of profits which he may have subject to execution, and have then and there this writ.

Witness my hand and seal of this court, This

JUDGE CERL M. Smith Scott, Smail Gains City.

CONSTABLES RETURN OF SERVICE OF ORDER TO APPEAR

> 10-7-12 OZ

^{**}This is an attempt to collect a debt. Any information obtained will be used for that purpose. **

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2 Indianapolis, IN 46201

PH 317-224-0392 Fax 866-732-9007

111 31 /-224-0392 1 ax 800-732

PLAINTIFF/ASSIGNEE

Vs. SCHRELLE HEMPHILL

3763 N BROADWAY ST, APT 3

INDIANAPOLIS IN 46205

CENTER TOWNSHIP of MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5 200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

FLED

Cause No. 49K01-1203-SC-2568

DEC 07 2012

Center Township of Marion County M. Smith Scott, Small Claims Court

JUDGMENT-DEFENDANT (S)

TO ANY CONSTABLE OF MARION, GREETINGS:

Whereas, the plaintiff has obtained a judgment in this court against the Defendant on 06/25/2012 for the sum of \$2,226.00 plus costs and post-judgment interest at 8% per annum. You may also be responsible for additional attorney fees, and other cost of collection, if approved by the court.

Now therefore the Defendant SCHRELLE HEMPHILL is hereby **ordered to appear** in this court **JANUARY 30, 2013 AT 1:30 PM** to answer as to any property, income, or profits which he may have subject to execution, and have then and there this writ.

Witness my hand and seal of this court.	This
William in and sear of this court.	, 11113

JUDGE

CONSTABLES RETURN OF SERVICE OF ORDER TO APPEAR

^{**}This is an attempt to collect a debt. Any information obtained will be used for that purpose. **

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2

Indianapolis, IN 46201

PH 317-224-0392 Fax 866-732-9007

PLAINTIFF/ASSIGNEE

CENTER TOWNSHIP of MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5

200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

FLED

DEC 07 2012

Cause No. 49K01-1203-SC-2568

Center Township of Marian County M. Smith Scott, Small Claims Court

Vs. **SCHRELLE HEMPHILL** 3763 N BROADWAY ST, APT 3

INDIANAPOLIS IN 46205

JUDGMENT-DEFENDANT (S)

TO ANY CONSTABLE OF MARION, GREETINGS:

Whereas, the plaintiff has obtained a judgment in this court against the Defendant on 06/25/2012 for the sum of \$2,226.00 plus costs and post-judgment interest at 8% per annum. You may also be responsible for additional attorney fees, and other cost of collection, if approved by the court.

Now therefore the Defendant SCHRELLE HEMPHILL is hereby **ordered to appear** in this court **JANUARY 30, 2013 AT 1:30 PM** to answer as to any property, income, or profits which he may have subject to execution, and have then and there this writ.

	14 G.S.	,				74 (4)	
Witness my hand and	l seal	of this	court,	This	19 Jeg	9.32	

JUDGE

CONSTABLES RETURN OF SERVICE OF ORDER TO APPEAR

to appear on	
to appear to the defendant	
appear at	which is the dwelling place or usual
and by mailing a copy of the ne	otice to appear to said defendant at the such
	to appear on to appear to the defendant appear at and by mailing a copy of the n

MOTION FOR PROCEEDINGS SUPPLEMENTAL

STATE OF INDIANA

SS.

Anthony Ragucei

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2

Indianapolis, IN 46201

PH 317-224-0392 Fax 866-732-9007

PLAINTIFF/ASSIGNEE

Vs. SCHRELLE HEMPHILL

3763 N BROADWAY ST, APT 3

INDIANAPOLIS IN 46205

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5

200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

FILED

DEC 07 2012

Cause No. 49K01-1203-SC-2568enter Township of Marion County M. Smith Scott, Small Claims Court

JUDGMENT-DEFENDANT (S)

And CROWN POINTE COMMUNITIES.

ATTN: PAYROLL/ GARN

1836 S. Patriot Dr

YORKTOWN, IN 47396

EMPLOYER GARNISHEE-DEFENDANT

IT'S SUCCESSORS AND/OR ASSIGNS

Judgment Amount

\$2,226.00*

*Plus interest @ 8% and cost TBD.

You may also be responsible for additional

Attorney fees, and Other Cost of Collection,

If approved by the court.

PLAINTIFF PETITIONS THE COURT AND SAYS:

- 1. That the Plaintiff (s) owns a judgment obtained in this court against the Judgment-Defendant (s) on 06/25/2012, for the sum of \$2,226.00 plus costs and 8% post judgment interest.
- 2. That the Judgment-Defendant (s) has wages, assets, profits, or other non-exempt property due or to become due from the Garnishee-Defendant (s), which exceeds the amount exempt from execution.

PLAINTIFF PRAYS AS FOLLOWS:

- 1. That the Judgment-Defendant (s) be ordered into this court to answer as to any non-exempt property which can be applied to satisfaction of said judgment.
- 2. That the Garnishee-Defendant (s) be ordered to answer interrogatories, concerning the wages, assets, income, or other non-exempt property due or to become due the said Judgment-Defendant (s), and return same to this court on or before the date set by this court.
- 3. That the court, after a hearing, issue an order to apply said property towards the said judgment pursuant to statute.

I affirm under the penalties for perjury that the foregoing representations are true.

Dated: 12/06/2012

Plaintiff (s) or Attorney

Vi Illet

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2 Indianapolis, IN 46201

PH 317-224-0392 Fax 866-732-9007

PLAINTIFF/ASSIGNEE

INDIANAPOLIS IN 46205

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5 200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

FILED

DEC 07 2012

Vs. SCHRELLE HEMPHILL
3763 N BROADWAY ST, APT 3
Cause No. 49K01-1203-SC-2568

Center Township of Marion County M. Smith Scott, Small Claims Court

JUDGMENT-DEFENDANT (S)

TO ANY CONSTABLE OF MARION, GREETINGS:

Whereas, the plaintiff has obtained a judgment in this court against the Defendant on 06/25/2012 for the sum of \$2,226.00 plus costs and post-judgment interest at 8% per annum. You may also be responsible for additional attorney fees, and other cost of collection, if approved by the court.

Now therefore the Defendant SCHRELLE HEMPHILL is hereby **ordered to appear** in this court **JANUARY 30, 2013 AT 1:30 PM** to answer as to any property, income, or profits which he may have subject to execution, and have then and there this writ.

Witness my hand and seal of	of this court,	This	
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JUDGE

^{**}This is an attempt to collect a debt. Any information obtained will be used for that purpose. **

MOTION/ORDER TO CHANGE PAYEE

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2

Indianapolis, IN 46201

PH 317-224-0392 Fax 866-732-9007

PLAINTIFF/ASSIGNEE

Vs. SCHRELLE HEMPHILL

3763 N BROADWAY ST, APT 3

INDIANAPOLIS IN 46205

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5

200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

Cause No. 49K01-1203-SC-2568

ELED

ner: 0 7 2012

JUDGMENT-DEFENDANT (S)

Comes now the Plaintiff/Assignee, by Counsel, in the above entitled cause of action and moves the court to change the payee to Advanced Debt Collection First Courty Plaintiff/Assignee requests this change and advises the court is in the court of the "CCS" will be provided showing the change. Respectfully submitted by:

Date: 12/06/2012

H. Kim TeKolste, Attorney for Advanced Debt Collection, Inc.

Plaintiff/Assignee

Change to Payee is hereby granted and entered on the docket in the above cause. Clerk to provide a copy of the "CCS" showing the change has also been provided to Plaintiff/Assignee.

Date:

MARION COUNTY Small Claims Court

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2 Indianapolis, IN 46201

PH:317-224-0392 Fax:317-456-7995

PLAINTIFF/ASSIGNEE

Vs. WILLIE HEMPHILL

42 N. JEFFERSON AVE Indianapolis IN 46201

CENTER TOWNSHIP of
MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5 200 E WASHINGTON ST INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

FLED

OCT 25 2013

Cause No. 49K01-1203-SC-2568

Center Township of Marion County M. Smith Scott, Small Claims Court

JUDGMENT-DEFENDANT (S)

TO ANY CONSTABLE OF MARION, GREETINGS:

Whereas, the plaintiff has obtained a judgment in this court against the Defendant on 06/25/2012 for the sum of \$2,226.00 plus costs and post-judgment interest at 8% per annum. You may also be responsible for additional attorney fees, and other cost of collection, if approved by the court.

Now therefore the Defendant WILLIE HEMPHILL is hereby **ordered to appear** in this court **NOVEMBER 20, 2013 AT 1:30 PM** to answer as to any property, income, or profits which he may have subject to execution, and have then and there this writ.

Witness my hand and seal of this court, This	·
	Wornthout
	JUDGE

CONSTABLES RETURN OF SERVICE OF ORDER TO APPEAR

COMPTED WIT OW!	OL DERAICE OF OUDER TO WE	I IJAK
I certify that I have served the	nis order to appear on	
1) By delivering a copy of the	ne order to appear to the defendant	
2) By leaving a copy of the	order to appear at	which is the dwelling place or usual
place of abode of	and by mailing a copy of th	e notice to appear to said defendant at the such
address.		
3) Other Service remarks:		

^{**}This is an attempt to collect a debt. Any information obtained will be used for that purpose. **

MOTION FOR PROCEEDINGS SUPPLEMENTAL

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2 Indianapolis, IN 46201

PH:317-224-0392 Fax:317-456-7995

PLAINTIFF/ASSIGNEE

Vs. WILLIE HEMPHILL

42 N. JEFFERSON AVE

Indianapolis IN 46201

JUDGMENT-DEFENDANT (S)

And ROBERT DECK INC., ATTN: PAYROLL/ GARN

PO BOX 1380

LAKE WORTH FL 33460

EMPLOYER GARNISHEE-DEFENDANT IT'S SUCCESSORS AND/OR ASSIGNS

CENTER TOWNSHIP of MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5

200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

Center Township of Marion County

Cause No. 49K01-1203-SC-2568 Smith Scott, Small Claims Court

Judgment Amount

\$2,226.00*

*Plus interest @ 8% and cost TBD. You may also be responsible for additional Attorney fees, and Other Cost of Collection, If approved by the court.

PLAINTIFF PETITIONS THE COURT AND SAYS:

- 1. That the Plaintiff (s) owns a judgment obtained in this court against the Judgment-Defendant (s) on 06/25/2012, for the sum of \$2,226.00 plus costs and 8% post judgment interest.
- 2. That the Judgment-Defendant (s) has wages, assets, profits, or other non-exempt property due or to become due from the Garnishee-Defendant (s), which exceeds the amount exempt from execution.

PLAINTIFF PRAYS AS FOLLOWS:

- 1. That the Judgment-Defendant (s) be ordered into this court to answer as to any non-exempt property which can be applied to satisfaction of said judgment.
- 2. That the Garnishee-Defendant (s) be ordered to answer interrogatories, concerning the wages, assets, income, or other non-exempt property due or to become due the said Judgment-Defendant (s), and return same to this court on or before the date set by this court.
- 3. That the court, after a hearing, issue an order to apply said property towards the said judgment pursuant to statute.

I affirm under the penalties for perjury that the foregoing representations are true.

Dated: 10/23/2013

Plaintiff (s) or Attorney

Un I Web

ORDER TO APPEAR	ORDI	ER	TO	APP	EAR
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STATE OF INDIANA

SS:

Anthony Ragucci By: Advanced Debt Collection, Inc. 4521 E. Washington St. #B2 Indianapolis, IN 46201 PH:317-224-0392 Fax:317-456-7995	CENTER TOWNSHIP of MARION COUNTY SMALL CLAIMS COURT CITY COUNTY BLDG STE G-5 200 E WASHINGTON ST INDIANAPOLIS, INDIANA 46204
PLAINTIFF/ASSIGNEE	Phone: 317-327-5060 NOV 2 0 2013
Vs. SCHRELLE HEMPHILL 3763 N BROADWAY ST, APT 3 INDIANAPOLIS IN 46205 RUM	Cause No. 49K01-1203-SC-2568 Center Township of Marion County M. Smith Scott, Small Claims Court
JUDGMENT-DEFENDANT (S) Paper lefter &	endoor SER
	LE OF MARION, GREETINGS:
Whereas, the plaintiff has obtained a judgm	nent in this court against the Defendant on
06/25/2012 for the sum of \$2,226.00 plus costs an	d post-judgment interest at 8% per annum. You may also be
responsible for additional attorney fees, and other	cost of collection, if approved by the court.
Now therefore the Defendant SCHRELLE	HEMPHILL is hereby ordered to appear in this court
Janua R. 129 2014 AT 1:30 PM to answer as	to any property, income, or profits which he may have
subject to execution, and have then and there this very subject to execution, and have then and there this very subject to execution, and have then and there this very subject to execution, and have then and there this very subject to execution, and have then and there this very subject to execution, and have then and there this very subject to execution, and have then and there this very subject to execution, and have then and there this very subject to execution, and have then and there this very subject to execution, and have then and there this very subject to execution.	
All tologne	JUDGE JUDGE
CONSTABLES RETURN OF SERVICE OF O I certify that I have served this order to appear on 1) By delivering a copy of the order to appear to th 2) By leaving a copy of the order to appear at place of abode of and by maili address.	RDER TO APPEAR The defendant which is the dwelling place or usual right a copy of the notice to appear to said defendant at the such
3) Other Service remarks:	

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2

Indianapolis, IN 46201

PH:317-224-0392 Fax:317-456-7995

PLAINTIFF/ASSIGNEE

CENTER TOWNSHIP of MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5

200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060



NOV 2 0 2013

Vs. SCHRELLE HEMPHILL

3763 N BROADWAY ST, APT 3

INDIANAPOLIS IN 46205

Cause No. 49K01-1203-SC-2568

Center Township of Marion County M. Smith Scott, Small Claims Court

JUDGMENT-DEFENDANT (S)

TO ANY CONSTABLE OF MARION, GREETINGS:

Whereas, the plaintiff has obtained a judgment in this court against the Defendant on 06/25/2012 for the sum of \$2,226.00 plus costs and post-judgment interest at 8% per annum. You may also be responsible for additional attorney fees, and other cost of collection, if approved by the court.

Now therefore the Defendant SCHRELLE HEMPHILL is hereby **ordered to appear** in this court January 29, 2014 AT 1:30 PM to answer as to any property, income, or profits which he may have subject to execution, and have then and there this writ.

JUDGE

CONSTABLES RETURN OF SERVICE OF ORDER TO APPEAR

^{**}This is an attempt to collect a debt. Any information obtained will be used for that purpose. **

MOTION FOR PROCEEDINGS

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2 Indianapolis, IN 46201

PH:317-224-0392 Fax:317-456-7995

PLAINTIFF/ASSIGNEE

Vs. SCHRELLE HEMPHILL

3763 N BROADWAY ST. APT 3

INDIANAPOLIS IN 46205

JUDGMENT-DEFENDANT (S)

And BROOKDALE SENIOR LIVING.

ATTN: PAYROLL/Linda 6737 W WASHINGTON ST

SUITE 2300

MILWAUKEE, WI 53214

EMPLOYER GARNISHEE-DEFENDANT

IT'S SUCCESSORS AND/OR ASSIGNS

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COUR

CITY COUNTY BLDG STE G-5 200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

Cause No. 49K01-1203-SC-2568ith Scott, Small

Judgment Amount

\$2,226.00*

*Plus interest @ 8% and cost TBD. You may also be responsible for additional Attorney fees, and Other Cost of Collection

If approved by the court.

PLAINTIFF PETITIONS THE COURT AND SAYS:

- TIFF PETITIONS THE COURT AND SAYS:

 1. That the Plaintiff (s) owns a judgment obtained in this court against the Judgment-Defendant (s) on 06/25/2012, for the sum of \$2,226.00 plus costs and 8% post judgment interest.
- 6/25/2012, for the sum of \$2,226.00 plus costs and ore post judgment.

 2. That the Judgment-Defendant (s) has wages, assets, profits, or other non-exempt property

 due 2. That the Judgment-Derendam (s) has wages, work, provided amount exempt from execution.

PLAINTIFF PRAYS AS FOLLOWS:

- TIFF PRAYS AS FOLLOWS:

 1. That the Judgment-Defendant (s) be ordered into this court to answer as to any non-exempt. property which can be applied to satisfaction of said judgment.
- y which can be applied to satisfaction of said judgment.

 2. That the Garnishee-Defendant (s) be ordered to answer interrogatories, concerning the wages. 2. That the Garnishee-Defendant (s) be ordered to answer microganics, the wages assets, income, or other non-exempt property due or to become due the said Judgment-Defendant (s), and
- ame to this court on or before the date set by this court.

 3. That the court, after a hearing, issue an order to apply said property towards the said judgment pursuant to statute.

I affirm under the penalties for perjury that the foregoing representations are true.

Dated: 11/15/2013

Plaintiff (s) or Attorney

Un Met

**This is an attempt to collect a debt. Any information obtained will be used for that purpose, **

FINAL ORDER IN GARNISHMENT

STATE OF INDIANA

Anthony Ragueci

By: Advanced Debt Collection, Inc.

4521 E. Washington St. #B2 Indianapolis, IN 46201

PH:317-224-0392 Fax:317-456-7995

PLAINTIFF/ASSIGNEE

Vs. SCHRELLE HEMPHILL SS#306-82-1941 JUDGMENT-DEFENDANT (S)

And BROOKDALE SENIOR LIVING

ATTN: PAYROLL/Linda 6737 W WASHINGTON ST

SUITE 2300

MILWAUKEE, WI 53214

EMPLOYER GARNISHEE-DEFENDANT

IT'S SUCCESSORS AND/OR ASSIGNS

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COURT

CITY COUNTY BLDG STE G-5 200 E WASHINGTON ST

INDIANAPOLIS, INDIANA 46204

Phone: 317-327-5060

Cause No. 49K01-1203-SC-2568

FEB 0 3 2014

TO: EMPLOYER/PAYROLL CLERK

WHEN SENDING IN GARISHME Senter Township of Marion County CHECKS, PLEASE INCLUDE JUNGMENT Scott, Small Claims Court

DEFENDANT(S) FULL NAME AND

COMPLETE CAUSE NO. THIS WILL ENABLE

CHECKS TO BE PROCESSED WITHOUT DELAY

This proceeding, having been submitted to the Court on the Plaintiff (s)'s petition, and said matter having come on for hearing, and the Court having heard the evidence and being duly advised in the premises finds that:

- 1. The Plaintiff is the owner of an unpaid judgment against the Judgment Defendant.
- 2. The Plaintiff has no cause to believe that execution against the Judgment Defendant will satisfy the judgment.
- 3. The Judgment Defendant is a householder entitled to the exemption provided by I.C. 34-2-28-1.
- 4. The Judgment Defendant has wages, salary, commissions and earnings due or to become due from above named Garnishee Defendant, in an amount in excess of that exempt from execution.
- 5. The Plaintiff is entitled to recover of and from said earnings the amount required to satisfy said judgment and costs with interest until the same is fully paid and satisfied.

IT IS THEREFORE ORDERED AND DECREED that the constable of this court levy on said income due or to become due to said Judgment Defendant, SCHRELLE HEMPHILL, From Garnishee Defendant, BROOKDALE SENIOR LIVING, who is hereby ordered to pay into the hands of said Court, at least monthly, the following: LESSOR OF:

- 1. 25% of Total Disposal Earnings* per week or
- 2. Total Disposable Earnings Less \$217.50 per week (*Disposable Earnings are those amounts remaining after deducting, ONLY from gross earnings of Federal Income Tax, Federal Social Security Tax, Indiana Gross Income Tax, and court-ordered Child Support.) To be applied upon the judgment rendered in this cause in the sum of \$2,226.00, upon which there is an unpaid balance of \$2,226.00, plus interest and costs, until said unpaid balance is fully paid and satisfied. Interest is to be calculated on a declining balance, by the Garnishee Defendant, at a rate of 8% per annum from the date of the judgment. Judgment Date: 06/25/2012. This order shall be effective only after all prior final garnishment orders have been fully satisfied and paid.

Judge Dated:

Judgment Amount Court Cost to Date

\$258.00

\$2,226.00

Total

\$2,484.00

*Plus interest @ 8% and cost TBD.

**This is an attempt to collect a debt. Any information obtained will be used for that purpose. **



ADVANCED DEBT COLLECTION, INC.

4521 East Washington Street, #B2 Indianapolis, Indiana 46201-4695 Phone: (317) 224-0392 or Toll Free Phone. (877) 575-4877 Fax: (317) 456-7995 or Toll Free fax. (855) 306-9488 E-mail: Chris@AdvancedDebtCollection.com

February 5, 2014

BROOKDALE SENIOR LIVING

ATTN: PAYROLL/Linda 6737 W WASHINGTON ST SUITE 2300 MILWAUKEE, WI 53214

RE: Cause No. 49K01-1203-SC-2568, SCHRELLE HEMPHILL

Dear Payroll Manager,

Please make sure the following items are on garnishment checks, so they can be posted to the correct account.

- Make Check Payable to: CENTER TOWNSHIP of MARION COUNTY Small Claims Court
 Mailing Address: CITY COUNTY BLDG STE G-5, 200 E WASHINGTON ST,
 INDIANAPOLIS, INDIANA 46204
- 2. Please indicate the above Cause Number, and Defendants Name on the check.
- 3. If a check is returned to you for some reason, please call or email Chris 317-224-0392, Chris@AdvancedDebtCollection.com).

Sincerely,

Christopher K. Bottorff, President Advanced Debt Collection, Inc.

Chitch N. Bathoff

Dear Judge.

7-22-19 49KD1-1203-5C-2568

I, Willie Hemphill; Comes Now and pray

the Courts to grant me an Accounting hearing for

the Above Cause Number; Due to the fact I was

Not Notified of the hearing in Jan. 2014; And

that The Judgement is an Extreme Handship on

me and my Family; See Attacted Check Stub

Also any Wife: Schealle Hemphill is also under Some Garnishout

Signed; Wilhi Hemphill

Dated: July 22, 2014

JUL 22 2014

Center Township of Marion County M. Smith Scott, Small Claims Count

Check No : 27902

Date: 07/16/2014*

Payee

: Hemphill, Willie

Work Order No: 29-7-51873

Labor Finders (Indianapolis)

Pay Period : Daily

İ		Regu	ılar	Oyer	time	Double	etime		Deductions	Current	YTD
		Rate	Hours	Rate	Hours	Rate	Hours		Social Security Tax	\$1.98	\$39.62
Work		8.00	4.00	0.00	0.00	0,00	0.00	· · ·	Medicare Tax	\$0.46	\$9.26
Drive		0.00	0.00	0.00	0:00	0.00	0.00	A.	Federal Income Tax	\$0.00	\$6.50
Earn	inas		ll.		Current			YTD	State Income Tax	\$1.09	\$21.73
			400.0		Carrent	h oá		110	Local Tax	\$0.00	\$0.00
Wag			\$32.00			\$63	9:00		Transportation	\$0.00	\$16.00
Fring	е		\$0.00	0 .		•		`.	Garnishment	\$10.20	\$139,67
Bonu	S		\$0.00	0			0.00	,	Advance	\$0.00	\$0.00
Drive	Time		\$0.00	<u>0</u>			0.00		Misc. Deductions	\$0.40	\$4.00
Gros	s Wages		· * - 李擎**		\$32.00	eis — z	in in	🤌 \$639.Q0	Total Deductions	614.13	\$235.79
Misc	ellaneous				\$0.00			, \$14.00	Total Deductions	, 4.4.22.70	VI
EIC				•	\$0.00			\$0.00		. ** . **	
Total	Earnings	-		·	\$32.00			\$653.00	Net Pay	\$17.87	\$416.22

Thank you for being part of our Labor Finders team. The relationship between Labor Finders and employee is one of employment at will. I understand and agree that if I fail to report to work on any given day or week, I may not be eligible for unemployment benefits. In addition, if I do not request another assignment at the end of a project or inform Labor Finders that I am available, I may also lose my eligibility for unemployment benefits. At the conclusion of each work assignment, I agree to immediately notify Labor Finders whether I am available for additional work the following day, and if not, when I will be available.

ORDER TO APPEAR

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4437 N. Franklin Rd.

Lawrence, IN 46226

PH:317-224-0392 Fax:317-456-7995

PLAINTIFF/ASSIGNEE

Vs. SCHRELLE HEMPHILL

1326 S. LYNHURST TR

INDIANAPOLIS IN 46241

JUDGMENT-DEFENDANT (S)

CENTER TOWNSHIP of MARION COUNTY SMALL CLAIMS COURT

JULIA CARSON CNTR Ste 130

300 E FALL CREEK PKW N DR

INDIANAPOLIS. INDIANA 46205

Phone: 317-920-4530

Cause No. 49K01-1203-SC-2568

FLED

DEC 27 2017

Center Township of Marion Count B.A. Roper, Small Claims Cour

TO ANY CONSTABLE OF MARION, GREETINGS:

Whereas, the plaintiff has obtained a judgment in this court against the Defendant on 06/25/2012 for the sum of \$1,952.21 plus costs and post-judgment interest at 8% per annum.

Now therefore the Defendant SCHRELLE HEMPHILL is hereby **ordered to appear** in this court **FEBRUARY 28, 2018 AT 1:30 PM** to answer as to any property, income, or profits which he may have subject to execution, and have then and there this writ.

Witness my	hand and age	Lof this court This	
WHIRESS HIV	nana ana sez	LALINIS CAUTE LINIS	

.HIDCE

CONSTABLES RETURN I certify that I have served the		R TO APPEAR	1-12-18 100pm
1) By delivering a copy of the	ne order to appear to the defe	endant	TR
2) By leaving a copy of the	order to appear at	· · · · · · · · · · · · · · · · · · ·	which is the dwelling place or usual
place of abode of	and by mailing a c	opy of the notice t	to appear to said defendant at the such
address.			
3) Other Service remarks: _	PERSONAL SERVICE R	<u>EQUESTED</u>	
			hte does
buc ma	-L Box	bul Sa Adhes	e doth
buc proces		Adher	umpeas
Address rum ma.L	ben's on		
mail	. Box		

ORDER	TO	AP	PEA	\mathbf{R}
		1 3.1 .		A T &

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4437 N. Franklin Rd.

Lawrence, IN 46226

PH:317-224-0392 Fax:317-456-7995

PLAINTIFF/ASSIGNEE

Vs. SCHRELLE HEMPHILL

1326 S. LYNHURST TR

INDIANAPOLIS IN 46241

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COURT

JÜLIA CARSON CNTR Ste 130 300 E FALL CREEK PKW N DR

INDIANAPOLIS, INDIANA 46205

Phone: 317-920-4530

Cause No. 49K01-1203-SC-2568

FLED

OFC 27 201

Contor Township of Marion Count B.A. Roper, Small Claims Cour

JUDGMENT-DEFENDANT (S)

TO ANY CONSTABLE OF MARION, GREETINGS:

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Now therefore the Defendant SCHRELLE HEMPHILL is hereby **ordered to appear** in this court **FEBRUARY 28, 2018 AT 1:30 PM** to answer as to any property, income, or profits which he may have subject to execution, and have then and there this writ.

Witness my han	d and seal of thi	e court This	

JUDGE

CONSTABLES RETURN OF SERVICE	OF ORDER TO APPEAR
I certify that I have served this order to appe	ear on

1) By delivering a copy of the order to appear at _____ which is the dwelling place or usual place of abode of _____ and by mailing a copy of the notice to appear to said defendant at the such address.

3) Other Service remarks: PERSONAL SERVICE REQUESTED_

ORDER TO APPEAR

STATE OF INDIANA

SS:

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4437 N. Franklin Rd. Lawrence, IN 46226

PH:317-224-0392 Fax:317-456-7995

PLAINTIFF/ASSIGNEE

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COURT

JULIA CARSON CNTR Ste 130 300 E FALL CREEK PKW N DR INDIANAPOLIS, INDIANA 46205

Phone: 317-920-4530

FLED

Cause No. 49K01-1203-SC-2568

DEC 27 2017

Center Township of Viertor Lount B.A. Roper, Small Claims Cour

Vs. SCHRELLE HEMPHILL

1326 S. LYNHURST TR INDIANAPOLIS IN 46241

JUDGMENT-DEFENDANT (S)

TO ANY CONSTABLE OF MARION, GREETINGS:

Whereas, the plaintiff has obtained a judgment in this court against the Defendant on 06/25/2012 for the sum of \$1,952.21 plus costs and post-judgment interest at 8% per annum.

Now therefore the Defendant SCHRELLE HEMPHILL is hereby **ordered to appear** in this court **FEBRUARY 28, 2018 AT 1:30 PM** to answer as to any property, income, or profits which he may have subject to execution, and have then and there this writ.

Witness my	hand and seal	of this court. This	

JUDGE

CONSTABLES RETURN OF SERVICE OF ORDER TO APPEAR L certify that I have served this order to appear on

I certify that I have served t	his order to appear on	
1) By delivering a copy of t	he order to appear to the defendant	
2) By leaving a copy of the	order to appear at	which is the dwelling place or usual
place of abode of	and by mailing a copy of the r	notice to appear to said defendant at the such
address.		
3) Other Service remarks:	PERSONAL SERVICE REQUESTEI)

MOTION FOR PROCEEDINGS SUPPLEMENTAL

STATE OF INDIANA

SS.

Anthony Ragucci

By: Advanced Debt Collection, Inc.

4437 N. Franklin Rd. Lawrence, IN 46226

PH:317-224-0392 Fax:317-456-7995

PLAINTIFF/ASSIGNEE

Vs. SCHRELLE HEMPHILL

1326 S. LYNHURST TR INDIANAPOLIS IN 46241

JUDGMENT-DEFENDANT (S)

And Levy Premium Food,

Attn: Payroll/Garn

980 N. Michigan Avenue #400

Chicago, IL 60611

EMPLOYER GARNISHEE-DEFENDANT IT'S SUCCESSORS AND/OR ASSIGNS

CENTER TOWNSHIP of

MARION COUNTY SMALL CLAIMS COURT

JULIA CARSON CNTR Ste 130 300 E FALL CREEK PKW N DR INDIANAPOLIS, INDIANA 46205

Phone: 317-920-4530

Cause No. 49K01-1203-SC-2568

Judgment Amount

\$1.952.21*

*Plus interest @ 8% and court cost TBD.

FLED

DEC 2.7 7017

Center Township of Marion Count B.A. Roper, Small Claims Cour

Un I Welt

PLAINTIFF PETITIONS THE COURT AND SAYS:

- 1. That the Plaintiff (s) owns a judgment obtained in this court against the Judgment-Defendant (s) on 06/25/2012, for the sum of \$1,952.21 plus costs and 8% post judgment interest.
- 2. That the Judgment-Defendant (s) has wages, assets, profits, or other non-exempt property due or to become due from the Garnishee-Defendant (s), which exceeds the amount exempt from execution.

PLAINTIFF PRAYS AS FOLLOWS:

- 1. That the Judgment-Defendant (s) be ordered into this court to answer as to any non-exempt property which can be applied to satisfaction of said judgment.
- 2. That the Garnishee-Defendant (s) be ordered to answer interrogatories, concerning the wages, assets, income, or other non-exempt property due or to become due the said Judgment-Defendant (s), and return same to this court on or before the date set by this court.
- 3. That the court, after a hearing, issue an order to apply said property towards the said judgment pursuant to statute.

I affirm under the penalties for perjury that the foregoing representations are true.

Dated: 12/21/2017 Plaintiff (s) or Attorney

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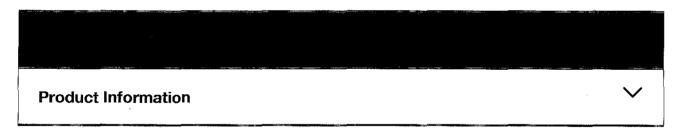
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JUDGMENT/ORDER			·		
STATE OF INDIANA		IN THE CENTER TOWNS	SHIP		
COUNTY OF MARION		MARION COUNTY SMALL CLAIMS COURT			
Anthony Ragucci by Advanced Deb	t Callection INC v Schrelle		•		
	t concounty had a sounding	•	5205		
			**		
SS:		Case Number: 49K01-1	.203-SC-002568		
Plaintiff(s)		Counter-Claimant	The state of the s		
Anthony Ragucci by Advanced	1111 E 54th ST STE 101				
Debt Collection, INC	Indianapolis, IN 46220				
v :		#18	FEB 2 8 2018		
V.	x 1326 S. Lynhurst (cm)	Counter-Claim Defend:			
Schrelle Hemphill	2762-N Broadway ST APT-3	Codiffer-ciaim Defendi	. Prise Teameric of Section A.		
Serielle Herapinii	Indianapolis IN 46205- 4624				
Willie Hemphill	3763 N Broadway ST APT 3				
	•				
Comes now the Court, havi	ing considered the above cause	, and being duly ad	vised in the premises, finds as follows:		
The Plaintiff (appeared)	Tappeared not); The Defendant (appe	ared appeared not)			
That Defendant fails to	appear and Plaintiff appears and withi	n the knowledge of those	e present, the Defendant is not		
been submitted and evi	dence heard; judgment should be ente	red in favor of the (Plair	ntiff / Defendant).		
That all parties appeare	d in person or by counsel, and agree to	the entry of judgment.			
Judgment has been satis	sfied.				
That					
Algarine.					
STATE OF INDIANA COUNTY OF MARION Anthony Ragucci by Advanced Debt Collection, INC v. Schrelle Hemphill, Willie Hemphill SSS: Case Number: 49K01-1203-SC-002568 Counter-Claimant V. Defendant(s) Schrelle Hemphill Willie Hemphill Willie Hemphill The Plaintiff appeared appear and Plaintiff appears and within the knowledge of those present, the Defendant is not under legal disability and has sufficient understanding to realize the nature and effect of the Notice of Claim. That all parties appeared in person or by counsel, and agree to the entry of judgment. Judgment has been satisfied.					
					
-		·			
I hat judgment is render	ed <i>in</i> favor of the Plaintiff for the sum o	r \$ a	and attorney fees of		
\$and	prejudgment interest of \$	for a total judgment	t of \$ plus costs		
		معاقد من لمعط شموم والمحمد المعاسم	Niction of Claim, Military and India		
	ioi a total juuginei	ıc oı şpı	ius costs and post judgment interest		
•	fant's) motion for continuance is laran	ted / denied) to be cont	tinued to		
Mac (Flament 3) Defend		ted / defined), to be com	anded to		
That the Defendant's me		hereby (granted / denied	d) cause to be set for		
	· -		-,,		
		the Plaintiff recover no	thing by way of its Complaint.		
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or be cubiact to Rady At	tachmant		. 1		
That I To Le	by fremium toods i	1 Schrelle	Hemph: 11		
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D. (\mathscr{N} .	/		
Date: February 28, 2018	-	/_	QV/		
		Honorable Brenda	A. Roper		
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INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT FOR PUBLIC RELEASE CASE REPORT DP130083288-0000

INCIDENT: 588 INTIMIDATION LOCATION: 3355 N KEYSTONE AV

GEOZONE: 232024 AREA: MND BEAT: ND20

OCCURRED: 06/28/2013 AT 17:00 TO 06/28/2013 AT 17:30

REPORTED: 06/28/2013 AT 17:08

ARRESTS: 0 INJURED: 0 DEAD: 0 VEHICLES TOWED: 0

MODUS OPERANDI

PREMISE TYPE:

METHOD OF ENTRY:

POINT OF ENTRY: ENTRY LOCATION:

WEAPON USED: CRIME CODE: ALL OTHER OFFENSES EXCEPT TRAFFIC

GANG ACTIVITY: GANG:

ALARM:

PERSON 1

INVOLVEMENT: VICTIM

RACE: SEX: DOB: AGE:

HGT: TO WGT: TO

HAIR: EYES:

NARRATIVE:

ON 6-28-2013 I OFFICER ALLEN JOHNSON WITH THE IMPD WAS DISPATCHED TO THE LIOUOR STORE, LOCATED AT 3355 N KEYSTONE AVE. REFERENCE TROUBLE WITH A PERSON. UPON MY ARRIVAL I MADE CONTACT WITH THE VICTIM, LATER IDENTIFIED AS W/M DONALD CHILDS. MR. CHILDS STATED THAT AFTER HE BROUGHT HIS WIFE TO WORK HE OBSERVED A DARK COMPLEXIONED B/M WEARING A WHITE SHIRT AND BLUE JEAN SHORTS ILLEGALLY DUMPING TRASH IN THE DUMPSTER ON THE PROPERTY. MR. CHILDS, BEING A SECURITY GAURD, STATED HE APPROACHED THE INDIVIDUAL AND ADVISED HIM THAT WAS NOT PERMITTED ON THE PROPERTY. MR. CHILDS STATED THAT THE SUSPECT BEGAN TO YELL AT HIM STATING, "FUCK YOU I CAN DO WHAT THE FUCK I WANT". MR. CHILDS THEN STATED THAT THE SUSPECT ATTEMPTED TO URINATE ON THE SIDE OF THE BUILDING AND UPON APPROACHING HIM TELLING HIM TO STOP. THE SUSPECT TURNED AND FACED MR. CHILDS AND BEGAN TO YELL AND SCREAM AT HIM AGAIN. DUE TO THE FACT THAT THE SITUATION WAS RADIDLY EVOLVING, MR CHILDS STATED HE ATTEMPTED TO GO INSIDE THE BUILDING BUT WAS FOLLOWED BY THE SUSPECT. MR. CHILDS STATED ONCE HE AND THE SUSPECT WERE STANDING NEAR THE DOOR THE SUSPECT RETRIEVED A SEVEN INCH BLUE HANDLED KNIFE AND STATED TO MR CHILDS. "IM GOING TO KILL YOU BECAUSE YOU DONT LIKE BLACK PEOPLE". MR. CHILDS STATED HE WAS IN EXTREME FEAR FOR HIS SAFETY AT THIS POINT. MR. CHILDS ENTERED THE BUILDING AT WHICH TIME THE SUSPECT FLED THE SCENE IN A GRAY VAN, BEING DRIVEN BY A B/F. THERE IS VIDEO SURVEILLANCE ON THE PROPERTY. NO FURTHER AT THIS TIME.

REPORTING OFFICER: 31358-JOHNSON, ALLEN IMPD

END OF REPORT

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT FOR PUBLIC RELEASE CASE REPORT DP130083288-0001

INCIDENT: 588 INTIMIDATION LOCATION: 3355 N KEYSTONE AV

GEOZONE: 232024 AREA: MND BEAT: ND20

OCCURRED: 06/28/2013 AT 17:00 TO 06/28/2013 AT 17:30

REPORTED: 07/08/2013 AT 04:35

ARRESTS: 0 INJURED: 0 DEAD: 0 VEHICLES TOWED: 0

MODUS OPERANDI PREMISE TYPE:

METHOD OF ENTRY:

DODATE OF ENTERNA ENTERNAL

POINT OF ENTRY: ENTRY LOCATION:

WEAPON USED: CRIME CODE: ALL OTHER OFFENSES EXCEPT TRAFFIC

GANG ACTIVITY: GANG:

ALARM:

PROPERTY 1

INVOLVEMENT: CONFISCATED CATEGORY: MISCELLANEOUS

TYPE: ARTICLE - KNIFE

DESCRIPTION: BLUE HANDLED KNIFE

NARRATIVE:

DURING THE ARREST OF A SUBJECT UNDER CASE #DP13087453, A BLUE HANDLED KNIFE WAS CONFISCATED AND TRANSPORTED TO THE PROPERTY ROOM. THE VICTIM IDENTIFIED THIS WEAPON AS THE POSSIBLE WEAPON USED DURING THIS INCIDENT. FOR MORE INFORMATION SEE CASE #DP13087453.

REPORTING OFFICER: 20105-PHILLIPS, MICHAEL W IMPD

END OF REPORT

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT

FOR PUBLIC RELEASE

CASE REPORT DP130087453-0000

INCIDENT: 588 INTIMIDATION

INVOLVEMENT: SUBPOENA OFFICER #1, SUBPOENA OFFICER #2

LOCATION:

GEOZONE: 200025 AREA: MNE BEAT: NE20

OCCURRED: 07/07/2013 AT 21:50 REPORTED: 07/07/2013 AT 21:50

ARRESTS: 1 INJURED: 0 DEAD: 0 VEHICLES TOWED: 0

MODUS OPERANDI

PREMISE TYPE:

METHOD OF ENTRY:

POINT OF ENTRY: ENTRY LOCATION:

WEAPON USED: CRIME CODE: ALL OTHER OFFENSES EXCEPT TRAFFIC

GANG ACTIVITY: GANG:

ALARM:

PERSON 1

INVOLVEMENT: ARRESTED NAME: HEMPHILL,WILLIE RACE: BLACK SEX: MALE DOB: 09/10/1971 AGE: 41 HGT: 510 TO WGT: 185 TO

HAIR: BLK EYES: BRO

ADDRESS: 42 JEFFERSON AV

CITY: INDPLS STATE: IN ZIP: 46201

ARREST DATE: 07/07/2013

CHARGE 1: 0035-0045-0002-0001 FD INTIMIDATION/FD

PERSON 2

INVOLVEMENT: VICTIM

RACE: SEX: DOB: AGE:

HGT: TO WGT: TO

HAIR: EYES:

CITY: INDPLS STATE: IN ZIP: 46201

PERSON 3

INVOLVEMENT: WITNESS

NAME:

RACE: WHITE SEX: FEMALE

DOB: AGE:

HGT: TO WGT: TO

HAIR: EYES:

CITY: INDPLS STATE: IN ZIP: 46201

PERSON 4

INVOLVEMENT: WITNESS

NAME:

RACE: WHITE SEX: MALE

DOB: AGE:

HGT: TO WGT: TO

HAIR: EYES:

CITY: INDPLS STATE: IN ZIP: 46201

PERSON 5

INVOLVEMENT: WITNESS

NAME:

RACE: WHITE SEX: FEMALE

DOB: AGE:

HGT: TO WGT: TO

HAIR: EYES:

CITY: INDPLS STATE: IN ZIP: 46201

PERSON 6

INVOLVEMENT: WITNESS

NAME:

RACE: WHITE SEX: FEMALE

DOB: AGE:

HGT: TO WGT: TO

HAIR: EYES:

CITY: INDPLS STATE: IN ZIP: 46201

PERSON 7

INVOLVEMENT: WITNESS

NAME:

RACE: WHITE SEX: MALE

DOB: AGE:

HGT: TO WGT: TO

HAIR: EYES:

CITY: INDPLS STATE: IN ZIP: 46201

PROPERTY 1

INVOLVEMENT: EVIDENCE CATEGORY: MISCELLANEOUS

TYPE: ARTICLE - KNIFE

DESCRIPTION: BLUE HANDLED KNIFE

ON 07/07/2013 AT APPROXIMATELY 9:50 PM, I, OFC MICHAEL PHILLIPS OF THE IMPD, WAS DISPATCHED WITH OFC FRANCISCO OLMOS TO IN REFERENCE TO A DISTURBANCE BETWEEN NEIGHBORS.

2 of 6 2/9/18, 1:31 PM

THE CALLER, DONALD CHILDS, STATED THE DISTURBANCE WAS BETWEEN TWO MALES AND ONE WAS POSSIBLY INTOXICATED. ON SCENE AT 9:55 PM, I NOTICED MR CHILDS COMING OUT TO MEET ME. MR CHILDS EXPLAINED THAT HIS NEIGHBOR AT 42 JEFFERSON AV THREATENED HIM AND POSSIBLY ARMED WITH A KNIFE. OFC OLMOS ARRIVED AND WALKED OVER TO 42 JEFFERSON AV. I NOTICED A SUBJECT, LATER IDENTIFIED AS WILLIE HEMPHILL, SITTING IN FRONT OF THE RESIDENCE. MR HEMPHILL WAS ALREADY YELLING AS OFC OLMOS APPROACHED. MR CHILDS STATED HE FILLED AN INTIMIDATION REPORT UNDER CASE # DP13083288, UNDER THAT REPORT, MR CHILDS WAS THREATENED WITH A KNIFE BY A SUSPECT WHO WAS LATER IDENTIFIED AS HIS NEIGHBOR AT 42 JEFFERSON AV, MR HEMPHILL. MR CHILDS STATED THERE WERE NOT PROBLEMS BETWEEN HIM AND MR HEMPHILL PRIOR TO THIS INCIDENT. MR CHILDS STATED RIGHT BEFORE HE CALLED 911, MR HEMPHILL APPROACHED HIS CHAINED FENCE AND STATED "I'M GOING TO FUCKING SHOOT YOU...YOU FUCKING WANNABE GEORGE ZIMMERMAN MOTHERFUCKER. I KNOW HOW TO DO IT...YOU SECURITY GEORGE ZIMMERMAN WANNABE!" MR CHILDS STATED MR HEMPHILL YELLED THIS AT HIM AND MR CHILDS WAS IMMEDIATELY AFRAID FOR HIS LIFE. MR CHILDS STATED THIS ALL STEMMED FROM TRYING TO STOP MR HEMPHILL FROM LITTERING, ILLEGALLY DUMPING, AND URINATING IN PUBLIC UNDER THE PREVIOUS CASE #. AS I WAS TALKING TO MR CHILDS, I COULD HEAR MR HEMPHILL BECOMING HEATED WITH OFC OLMOS. I HEARD MR HEMPHILL STATE "ITS ALL BECAUSE OF HIS GEORGE ZIMMERMAN ASS! HE'S RACIST!". I LEFT MY INTERVIEW WITH MR CHILDS AND APPROACHED MR HEMPHILL AND OFC OLMOS. I NOTICED MR HEMPHILL WAS ARMED WITH A BLUE HANDLED KNIFE THAT WAS CLIPPED TO HIS RIGHT FRONT POCKET. I REMOVED THE KNIFE FROM MR HEMPHILL'S POCKET. MR HEMPHILL STATED HE STOPPED IN THE MIDDLE OF THE STREET AND DID YELL AT MR CHILDS. MR HEMPHILL STATED HE ONLY YELLED "YOU LIVE ON YOUR SIDE AND I'LL LIVE ON MINE". MR HEMPHILL DENIED EVER THREATENING MR CHILDS. AFTER MR HEMPHILL WAS CALMED DOWN, I WENT BACK TO SPEAK TO MR CHILDS, I HAD NOTICED THAT MR HEMPHILL WAS INTOXICATED. MR HEMPHILL HAD A STRONG ODOR OF AN ALCOHOLIC BEVERAGE ON HIS BREATHE AND PERSON, GLASSY EYES, AND UNEVEN BALANCE (MR HEMPHILL WOULD LATER LOSE CONTROL OF HIS BLADDER AND URINATED HIMSELF). I NOTICED, AS I HAD DID WHEN I FIRST ARRIVED, SEVERAL SUBJECTS SITTING ON THE FRONT PORCH AT I WOULD LATER SPEAK TO ALL THESE INDIVIDUALS AND THEY WERE IDENTIFIED AS MARY SIDERS, BRICE SIDERS, CONNIE CHILDS, COURTNEY GREGGS, AND JAMES EMERICK. ALL THESE INDIVIDUALS STATED THEY HEARD THE THREAT FROM MR HEMPHILL TO MR CHILDS. THEY ALL STATED MR HEMPHILL STATED "IM GOING TO FUCKING SHOOT YOU..." AS WELL AS THE GEORGE ZIMMERMAN REFERENCE. MS CHILDS STATED SHE WAS SO SCARED THAT SHE GRABBED THE YOUNGER CHILDREN AND PUSHED THEM INSIDE THE RESIDENCE TO KEEP HARM FROM COMING TO THEM. I SPOKE TO MR CHILDS AGAIN AND ASKED AGAIN WHY MR HEMPHILL HAD COME TO HIS RESIDENCE MAKING THREATS. MR CHILDS AGAIN STATED THIS WAS ALL FROM STOPPING MR HEMPHILL FROM DOING ILLEGAL ACTS THAT WERE DESCRIBED UNDER CASE

3 of 6 2/9/18. 1:31 PM

#DP13083288. MR HEMPHILL WAS PLACED UNDER ARREST FOR INTIMIDATION FOR KNOWINGLY AND INTENTIONALLY COMMUNICATING A THREAT TO MR CHILDS THAT PUT MR CHILDS IN FEAR FOR HIS LIFE AND SAFETY. THIS THREAT BY MR HEMPHILL WAS COMMUNICATED FOR MR CHILDS' PRIOR LAWFUL ACT OF TRYING TO STOP MR HEMPHILL FROM COMMITTING A CRIME. SINCE THE THREAT WAS TO COMMIT A FORCIBLE FELONY, MR HEMPHILL'S CHARGE WAS UPGRADED TO A D FELONY. MR HEMPHILL CONTINUED TO MAKE REFERENCES TO MR CHILDS AS GEORGE ZIMMERMAN AS WE WAITED FOR THE WAGON. MR HEMPHILL CALLED HIS WIFE OUT OF THE RESIDENCE AND ASKED HER TO BE A WITNESS. THE ONLY TIME MR HEMPHILL'S WIFE WAS OUTSIDE DURING THIS INCIDENT WAS WHEN MR HEMPHILL WAS ALREADY UNDER ARREST. MR HEMPHILL ALSO STATED "HOW CAN I BE ARRESTED FOR IT...IF I DON'T HAVE A GUN TO DO IT". MR HEMPHILL WAS TRANSPORTED TO APC BY MCSD WAGON. ALL THE ABOVE EVENTS OCCURRED IN MARION COUNTY, STATE OF INDIANA, CITY OF INDPLS.

REPORTING OFFICER: 20105-PHILLIPS, MICHAEL W IMPD ASSISTING OFFICER: 30452-OLMOS, FRANCISCO A IMPD

END OF REPORT

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT FOR PUBLIC RELEASE CASE REPORT DP130087453-0001

INCIDENT: 691 ARREST ON WARRANT LOCATION: 200 E WASHINGTON ST

GEOZONE: 200005 AREA: MDT BEAT: DT20

OCCURRED: 08/27/2013 AT 17:00 TO 08/27/2013 AT 17:00

REPORTED: 08/27/2013 AT 16:59

ARRESTS: 1 INJURED: 0 DEAD: 0 VEHICLES TOWED: 0

MODUS OPERANDI

PREMISE TYPE:

METHOD OF ENTRY:

POINT OF ENTRY: ENTRY LOCATION: WEAPON USED: CRIME CODE: ARREST

GANG ACTIVITY: GANG:

ALARM:

PERSON 1

INVOLVEMENT: ARRESTED NAME: HAMPHILL, WILLIE RACE: BLACK SEX: MALE DOB: 09/10/1971 AGE: 41 HGT: 510 TO WGT: 185 TO HAIR: BLK EYES: BRO ADDRESS: 42 JEFFERSON AV

4 of 6 2/9/18, 1:31 PM

CITY: INDIANAPOLIS STATE: IN ZIP: 46201

ARREST DATE: 08/27/2013

ARREST LOCATION: 200 E WASHINGTON ST, INDIANAPOLIS CHARGE 1: 0035-0033-0010-0001 REARREST WARRANT ADU

CHARGE 2: 0035-0045-0002-0001 FD INTIMIDATION/FD

ON AUGUST 27, 2013 AT APPROXIMATELY 1700 HRS, DEPUTY RICHARDSON WHILE ON DUTY IN COURT F09 LOCATED AT 200 E WASHINGTON ST INDIANAPOLIS, IN WAS ADVISED BY COURT STAFF THAT WILLIE HAMPHILL HAD AN OPEN WARRANT ISSUED BY COURT F09 WITH CASE ID#13044328. THIS UNIT THEN PLACED WILLIE HAMPHILL UNDER ARREST AND WAS TRANSPORTED TO CENTRAL RECEIVING TO AWAIT TRANSPORT TO THE APC. ALL EVENTS OCCURRED IN INDIANAPOLIS, MARION COUNTY STATE OF INDIANA.

REPORTING OFFICER: 21096-RICHARDSON, JOSHUA M MCSD ASSISTING OFFICER: 30452-OLMOS, FRANCISCO A IMPD

END OF REPORT

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT

FOR PUBLIC RELEASE

CASE REPORT DP130087453-0002

INCIDENT: 588 INTIMIDATION

LOCATION:

GEOZONE: 200025 AREA: MNE BEAT: NE20

OCCURRED: 07/07/2013 AT 21:50 REPORTED: 09/11/2013 AT 20:27

ARRESTS: 1 INJURED: 0 DEAD: 0 VEHICLES TOWED: 0

MODUS OPERANDI

PREMISE TYPE:

METHOD OF ENTRY:

POINT OF ENTRY: ENTRY LOCATION:

WEAPON USED: CRIME CODE: ALL OTHER OFFENSES EXCEPT TRAFFIC

GANG ACTIVITY: GANG:

ALARM:

PERSON 1

INVOLVEMENT: ARRESTED NAME: HAMPHILL, WILLIE RACE: BLACK SEX: MALE DOB: 09/10/1971 AGE: 42 HGT: 510 TO WGT: 160 TO HAIR: BLK EYES: BRO ARREST DATE: 09/11/2013

ARREST LOCATION: 140 E WASHINGTON ST

CHARGE 1: 0035-0033-0010-0001 REARREST WARRANT ADU

ON SEPT 11,2013 WILLIE HAMPHILL WAS REARRESTED ON AN OPEN WARRANT. THE WARRANT WAS ON #13044328 ISSUSED ON 9-11-13 OUT OF COURT F09 WITH THE BOND AMOUNT OF \$0.

REPORTING OFFICER: 30645-JEFFERSON,TRAVIS MCSD ASSISTING OFFICER: 30452-OLMOS,FRANCISCO A IMPD

END OF REPORT

6 of 6 2/9/18, 1:31 PM

11/30/2017 Inmate Lookup Tool





Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE HEMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 Weight:
 185

 Hair Length:
 Hair Color:
 BLACK

 Complexion:
 Eye Color:
 BROWN

Inmate Information

Booking #:	1327415	Race:	Black
Permanent ID #:	00000683723	Ethnicity:	NON-HISPANIC
State ID:		Marital Status:	
Police/County ID:		Citizen:	
FBI#:		Country of Birth:	
ICE #:		<u> </u>	

Incarceration Information

Current Housing Section:	Current Location:	CCA
Current Housing Block:	County:	
Current Housing Cell:	Commitment Date:	07/07/2013
Current Housing Bed:	Release Date:	07/18/2013 15:54

Please Note: Projected Release Date is subject to change.

Alias Information

There are no aliases for this inmate.

Detainer Information

There is no detainer information for this inmate.

Bond Information

Case #:	49F09-1307-FD- 044328	Amount:	\$0.00	Percent:	Additional:	Total:	\$0.00
Bond Type:	OWN RECOGNIZANCE	Status:		Posted By:	Post Date:		
						Grand Total	\$0.00

Charge Information					
Case #	Offense Date	Code	Description	Grade	Degree
49F09-1307-FD-044328		0035-0045-0002-0001	INTIMIDATION/MA	FD	0

Hearing Information

There is no hearing information for this inmate.

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http://inmateinfo.indy.gov/IML

11/30/2017 Inmate Lookup Tool





Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE HEMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 Weight:
 160

 Hair Length:
 Hair Color:
 BROWN

 Complexion:
 Eye Color:
 BROWN

Inmate Information

 Booking #:
 1335356
 Race:
 Black

 Permanent ID #:
 000000683723
 Ethnicity:
 NON-HISPANIC

 State ID:
 Marital Status:

 Police/County ID:
 Citizen:

 FBI #:
 Country of Birth:

 ICE #:

Incarceration Information

 Current Housing Section:
 Current Location:
 CRM

 Current Housing Block:
 County:
 08/27/2013

 Current Housing Cell:
 Commitment Date:
 08/27/2013

 Current Housing Bed:
 Release Date:
 08/31/2013 08:51

Please Note: Projected Release Date is subject to change.

Alias Information

There are no aliases for this inmate.

Detainer Information

There is no detainer information for this inmate.

Bond Information

 Case #:
 49F09-1307-FD-044328
 Amount:
 \$0.00
 Percent:
 Additional:
 Total:
 \$0.00

 Bond Type:
 OWN RECOGNIZANCE
 Status:
 Posted By:
 Post Date:

Grand Total: \$0.00

Charg		

Case #	Offense Date	Code	Description	Grade	Degree
49F09-1307-FD-044328		0035-0045-0002-0001	INTIMIDATION/MA	FD	0

Hearing Information

There is no hearing information for this inmate.

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Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE HAMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 510
 Weight:
 160

 Hair Length:
 Hair Color:
 BLACK

 Complexion:
 Eye Color:
 BROWN

Inmate Information

Booking #: 1337502 Race: Black

Permanent ID #: 000000683723 Ethnicity: Not Hispanic or Latino State ID: Not Hispanic or Latino Marital Status:

Police/County ID: Citizen:
FBI #: Country of Birth:

ICE #:

Incarceration Information

Current Housing Section: Current Location: CRM

 Current Housing Block:
 County:

 Current Housing Cell:
 Commitment Date:
 09/11/2013

 Current Housing Bed:
 Release Date:
 09/20/2013 22:54

Please Note: Projected Release Date is subject to change.

Alias Information

Last Name First Name Middle Name

HEMPHILL WILLIE HAMPHILL WILLIE

Detainer Information

There is no detainer information for this inmate.

Bond Information

49F09Case #: 1307-FD- Amount: \$0.00 Percent: Additional: Total: \$0.00

044328

COURT

Bond Type: ORDERED Status: Posted By: Post Date:

RELEASE

Grand Total: \$0.00

Charge Information

Offense Date Description Case # Code Grade Degree 49F09-1307-FD-044328 0035-0043-0002-0002 CRIMINAL TRESPASS/MA MA 0 49F09-1307-FD-044328 0035-0045-0002-0001 INTIMIDATION/MA FD 0

Hearing Information

There is no hearing information for this inmate.

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inmateinfo.indy.gov/IML 1/1

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State of Indiana vs. Hemphill, Willie

Case Number	49F09-1307-FD-044328		
Court	Marion Superior Court, Criminal Division 9		
Туре	FD - Class D Felony		
Filed	07/08/2013		
Status	09/24/2013 , Decided		
Reference	Protection Order Registry	349605 349606	

Parties to the Case

Defendant Hemphill, Willie

Description Male, Black, 5' 10", 165 lbs.

Address 27 N. Gray St

Indianapolis, IN 46201

Other Agency Numbers

000000683723 Indianapolis Metropolitan Police Provisional755857 Indianapolis Metropolitan Police 2310332 Protection Order Registry

State

State of Indiana

Plaintiff

Charges

01 07/07/2013 INTIMIDATION/FD

Statute 35-45-2-1 Degree CNV

02 09/24/2013 CRIMINAL TRESPASS/MA

Statute 35-43-2-2 Degree CNV

Chronological Case Summary

07/08/2013 **QCSR INITIAL EVENT FOR CONVERTED CASES**

QCSR INITIAL EVENT FOR CONVERTED CASES

07/08/2013 Converted Event

OUTRIGHT SCREENING

07/08/2013 Converted Event

CASE FILED

07/08/2013 Converted Event

RANDOM COURT ASSIGN 001 Case transferred into Court F09

07/08/2013 Converted Event

INITIAL HEARING 000 Court Reporter: 53770 TAMMY D TAYLOR. 001 INITIAL HEARING MINUTES 7/8/2013 002 Master Commissioner 003 Def. in person 004 DEFENDANT CURRENTLY IN CUSTODY OF THE SHERIFF. 005 Probable cause found for arrest of Def. 006 Deft. advised pursuant to I.C. 35-33-7-5 and 6, advised of charges Filed, provided with copy of charges requested on all felonies. Deft. also advised of Jury Trial rights and time limitations pursuant to C.R. 22. Prel 007 Court sets omnibus date for 08/22/13. 008 DEF REQUESTS SPEEDY TRIAL. 009 70TH DAY IS 09/16/13. 010 BOND REVIEW 011 Court ORDERS bond to be set in the amount of \$ 500 Type CS. 012 DEF. INDIG., P.D. APPOINTED; ASSESS PD FEE: Y / N 013 NCO ISSUED REQUEST FOR FAST&SPEEDY 014 09/16/13. NCO 015 Court sets next action for: HPTC 07/09/13 A INTO COURT ROOM F09 016 No Contact/No Violent Contact Order Issued.................SEE ORDER 017 Court ORDERS Special Conditions of Release as follows: 018 No Contact: NCO ISSUED SEE STATES REGISTRY..

07/09/2013 Converted Event

PRELIMINARY SCREENING

07/09/2013 Converted Event

PRE-TRIAL CONFERENCE 000 Court Reporter: 56416 JO ELLEN KRAMER. 001 PRE-TRIAL CONFERENCE/GUILTY PLEA HEARING MINUTES 7/9/2013 002 Presiding Judge 003 Def. in person 004 Def. by counsel 005 Court sets next action for: HPTC 08/27/13 A INTO COURT ROOM F09 006 8/27/13 DEADLINE FOR ALL FILINGS, 007 MOTIONS AND PLEADINGS. 008 Court sets next action for: HJRT 09/04/13 A INTO COURT ROOM F09 009 Court sets next action for: HOTH 07/16/13 A BOND REVIEW Into Court Room F09

07/16/2013 Converted Event

HEARING OTHER 000 Court Reporter: 42104 FELESA AVERITTE. 001 HEARING MINUTES 7/16/2013 002 Presiding Judge 003 Def. in person 004 Def. by counsel 005 BOND REVIEW 006 Court ORDERS Defendant released on OWN RECOGNIZANCE, Address: X Zip: X Phone: X. 007 THE COURT, HAVING DETERMINED THE DEFENDANT IS AN ACCEPTABLE RISK FOR RELEASE NOW PLACES DEFENDANT IN A RELEASE SERVICE PROGRAM. DEFENDANT TO COMPLY WITH ALL RULES, REGULATIONS, PROCEDURES AND/OR TREATMENT RECOMMENDATIONS, & PAY ALL FEES FOR PLACEME 008 COMMUNITY CORRECTIONS 009 ALCOHOL MONITORING 010 GPS 011 HOME DETENTION/ELECTRONIC MONITORING 012 UPON SATISFACTION OF RELEASE CONDITIONSTHE DEFENDANT IS TO BE HELD IN MARION COUNTY JAIL UNTIL PLACEMENT BY COMMUNITY CORRECTIONS. 013. 014 No Contact: SEE STATE'S REGISTRY.

08/13/2013 Converted Event

OUT OF SESSION 001 OUT OF COURT FILING MINUTES 8/13/2013 002 Presiding Judge 003 ORDER FOR WARRANT OR SUMMONS 004 MCCC FILES PRETRIAL RELEASE VIOLATION 005 Court sets next action for: HMCC 09/11/13 P INTO COURT ROOM F09

08/20/2013 Converted Event

PRE-TRIAL CONFERENCE 000 Court Reporter: 42104 FELESA AVERITTE. 001 PRE-TRIAL CONFERENCE/GUILTY PLEA HEARING MINUTES 8/20/2013 002 Presiding Judge 003 Def. in person 004 Def. by counsel 005 INDIGENT TO HOME DETENTION FEES 006 RELEASED FROM HOME DETENTION 007 ONLY ON GPS. 008 Continuance requested by: Def. Cont. Gr. 009 Court VACATED PRE-TRIAL CONFERENCE on 08/27/13 at A. 010 Court VACATED JURY TRIAL on 09/04/13 at A. 011 Court VACATED COMMUNITY CORRECTIONS HEARING on 09/11/13 at P. 012 FINAL HPTC 013 Court sets next action for: HPTC 10/15/13 A INTO COURT ROOM F09 014 Court sets next action for: HJRT 10/23/13 A INTO COURT ROOM F09 015 ALL MOTIONS PLEADING AND WITNESS LIST 016 DUE BY 10/15/13

08/22/2013 Converted Event

OMNIBUS DATE

08/26/2013 Converted Event

OUT OF SESSION 001 OUT OF COURT FILING MINUTES 8/26/2013 002 Master Commissioner 003 ORDER FOR WARRANT OR SUMMONS 004 Defendant having violated certain conditions of release. Clerk ORDERED to issue Warrant for the arrest of the Defendant and ORDERS bond set in the amount of \$ 500 Type CS.

08/27/2013 Converted Event

OUT OF SESSION 001 OUT OF COURT FILING MINUTES 8/27/2013 002 Presiding Judge 003 DEF TAKEN INTO CUSTODY 004 Court sets next action for: HOTH 08/28/13 P COMMUNITY CORRECTIONS Into Court Room F09

08/28/2013 Converted Event

HEARING WARRANT SURRENDER 000 Court Reporter: 53770 TAMMY D TAYLOR. 001 WARRANT REARREST/SURRENDER MINUTES 8/28/2013 002 Master Commissioner 003 Def. in person 004 FILE NOT AVAILABLE. 005 DEF REQUESTS SPEEDY TRIAL. 006 BOND REVIEW 007 Court ORDERS bond to be set in the amount of \$ 500 Type CS. 008 HCCV -REQUEST FOR A FAST AND SPEEDY 009 TRIAL 11/06/13. PD INDICATES DEFTS 010 ATTY. AND PARLEAGAL WILL BE NOTIFIED 011 OF REQUEST. 012 Court sets next action for: HMCC 08/30/13 A INTO COURT ROOM F09

08/28/2013 Converted Event

COMMUNITY CORRECTIONS HEARING 000 Court Reporter: 56416 JO ELLEN KRAMER. 001 COMMUNITY CORRECTIONS MINUTES 8/28/2013 002 Pro Tem 003 PRISONER NOT TRANSPORTED TO COURT. 004 Def. by counsel 005 DEFENDANT WAS STILL IN PROCESSING 006 Court sets next action for: HPTC 08/30/13 A INTO COURT ROOM F09

08/30/2013 Converted Event

COMMUNITY CORRECTIONS HEARING 000 Court Reporter: 42104 FELESA AVERITTE. 001 COMMUNITY CORRECTIONS MINUTES 8/30/2013 002 Presiding Judge 003 Def. in person 004 Def. by counsel 005 Court ORDERS Defendant released on OWN RECOGNIZANCE, Address: X Zip: X Phone: X. 006 DEFT MAY SELF REPORT TO MCCC. 007 Court VACATED PRETRIAL CONFERENCE on 10/15/13 at A. 008 Court sets next action for: HPTC 10/15/13 P INTO COURT ROOM F09 009 FINAL PRETRIAL IS 10/15/13 PM. 010 DEFT TO REMAIN ON MEMMS 3000. JUDGE 011 WILL CONTACT DEFT CASE WORKER 012 IAN DOYLE.

08/30/2013 Converted Event

MINUTE CORRECTIONS 001 MINUTE CORRECTIONS for COMMUNITY CORRECTI on 08/30/13 at 08:30 002 Correction to Minute Sequence 008 follows: 003 Court sets next action for: HJRT 10/23/13 A INTO COURT ROOM F09 004 Court sets next action for: HJRT 10/24/13 A INTO COURT ROOM F09

09/05/2013 Converted Event

OUT OF SESSION 001 OUT OF COURT FILING MINUTES 9/5/2013 002 Presiding Judge 003 COURT GRANTS WRIT OF ASSISTANCE FOR 004 DEFENDANT TO GET HIS POSSESSIONS 005 ON 9/5/13 BETWEEN 3PM AND 8PM

09/11/2013 Converted Event

OUT OF SESSION 001 ORDER FOR WARRANT OR SUMMONS 002 Defendant having violated certain conditions of release. Clerk ORDERED to issue Warrant for the arrest of the Defendant and ORDERS bond set in the amount of \$ 0 Type NB. 003 COMMUNITY CORRECTIONS VIOLATION FILED

09/11/2013 Converted Event

HEARING WARRANT SURRENDER 000 Court Reporter: 53770 TAMMY D TAYLOR. 001 WARRANT REARREST/SURRENDER MINUTES 9/11/2013 002 Master Commissioner 003 Def. in person 004 FILE NOT AVAILABLE. 005 BOND REVIEW 006 Court ORDERS bond to be set in the amount of \$ 500 Type CS. 007 Court sets next action for: HMCC 09/17/13 P INTO COURT ROOM F09

09/13/2013 Converted Event

OUT OF SESSION 001 OUT OF COURT FILING MINUTES 9/13/2013 002 Presiding Judge 003 COMMUNITY CORRECTIONS FILES PRETRIAL 004 VIOLATION. 005 HEARING ALREADY SET FOR 09/17/13 PM

09/17/2013 Converted Event

COMMUNITY CORRECTIONS HEARING 000 Court Reporter: 42104 FELESA AVERITTE. 001 COMMUNITY CORRECTIONS MINUTES 9/17/2013 002 Presiding Judge 003 Def. in person 004 Def. by counsel 005 DEF REQUESTS SPEEDY TRIAL. 006 70TH DAY IS 11/26/13. 007 DEFENDANT HAS VIOLATED PRE-TRIAL 008 RELEASE AND WILL REMAIN IN CUSTODY.

09/19/2013 Converted Event

Bond CS with set date of Sep 11 2013 2:30PM has a satisfied date of Sep 19 2013 9:38PM

09/20/2013 Converted Event

OUT OF SESSION 001 OUT OF COURT FILING MINUTES 9/20/2013 002 Presiding Judge 003 DEFT TO BE RELEASED; DOES NOT NEED TO 004 REPORT TO MCCC.

09/23/2013 Converted Event

OUT OF SESSION 001 OUT OF COURT FILING MINUTES 9/23/2013 002 Presiding Judge 003 Defendant files MOT/REQ TO SET HEARING 004 Grants 005 Court VACATED PRE-TRIAL CONFERENCE on 10/15/13 at P. 006 VACATE JURY DATES FOR 10/23/13 AND 007 10/24/13 008 Court sets next action for: HGPL 09/24/13 A INTO COURT ROOM F09 009 Copies sent to all parties.

09/24/2013 **Judgment**

Crawford, Barbara

- 01. INTIMIDATION/FD
 - Dismissed

09/24/2013 **Judgment**

Crawford, Barbara

- 02. CRIMINAL TRESPASS/MA
 - Finding of Guilty

09/24/2013 Converted Event

GUILTY PLEA HEARING 000 Court Reporter: 42104 FELESA AVERITTE. 001 GUILTY PLEA HEARING MINUTES 9/24/2013 002 Presiding Judge 003 Def. in person 004 Def. by counsel 005 State moves to dismiss cnt #(s) 1;GRANTED----SEE MOTION 006 State moves to add cnts 2;GRANTED------SEE MOTION 007 Def. w/d N.G. to cnt# 2 008 Written plea agree filed 009 Written waiver of rights filed 010 Ct. orally examines Def: finds Def. understands charges, rights waived and impact of plea. Factual basis found, court confirms Def's willingness to plead guilty, accepts plea and enters judgment of convicti 011 Def. sentenced------------------SEE ORDER 012 ORDER OF JUDGMENT OF CONVICTION 013 Update Sentencing/Commitment 014 Costs of \$168.00 015 As to Count (002) 016 Fines of \$50.00 017 Imposed 365 D MCJ 0 D DOC 0 D CCC 0 D CCR 018 0 D HOC 0 D EMS 019 with 311 D suspended; Total executed 54 D with 27 days credit for time served; 020 Abstract of Judgment issued and filed (H.I.). 021 Criminal Court CommitmentOrder 022 End of Update Sentencing/Commitment 023 Commitment Ordered 024 Sentencing comments: STAY AWAY ORDER FROM

09/24/2013 Converted Event

Bond CR with set date of Sep 24 2013 10:35AM has a satisfied date of Sep 24 2013 10:35AM

09/24/2013 **Converted Event**

CASE DISPOSED

09/24/2013 Converted Event

FEE ASSESSMENT 001 \$ 50.00 SUPP PUB DEF SERVICE FEE assessed. Reason: IA

10/17/2013 Converted Event

OUT OF SESSION 001 OUT OF COURT FILING MINUTES 10/17/2013 002 Master Commissioner 003 BOND TO BE APPLIED OUTSTANDING 004 MONETARY OBLIGATION OWED. BALANCE MAY 005 BE REFUNDED.

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding

balances shown, please contact the Clerk's Office.

Hemphill, Willie

Defendant

Balance Due (as of 05/29/2018)

50..00

Charge Summary

Description	Amount	Credit	Payment
Fine	50.00	0.00	0.00

Transaction Summary

Date	Description	Amount
09/24/2013	Transaction Assessment	50.00

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.



Defendant Name

Gallery

Cause Number

WILLIE HEMPHILL

683723

13044328

Lead Charge

FD - Class D Felony

<u>Case Type</u> D Felony

<u>Questions</u>	<u>Answer</u>
Out of county resident?	No
The defendant has one or more failures to appear?	No
The defendant has one or more prior felony convictions?	No
The defendant is charged with Battery (I.C. § 35-42-2-1)	No
The defendant is charged with Criminal Confinement/FD (I.C. § 35-42-3-3)	No
The defendant is charged with Criminal Gang Activity/FD (I.C. § 35-45-9-3)	No
The defendant is charged with Criminal Recklessness (I.C. § 35-42-2-2 - all sections)	No
The defendant is charged with Escape (I.C. § 35-44-3-5)	No
The defendant is charged with Intimidation (I.C. § 35-45-2-1)	Yes
The defendant is charged with Pointing a Firearm (I.C. § 35-47-4-3)	No
The defendant is charged with Residential Entry (I.C. § 35-43-2-1.5)	No
The defendant is charged with Resisting Law Enforcement (I.C. § 35-44-3-3)	No
The defendant is charged with Stalking (I.C. § 35-45-10)	No
The defendant is charged with Strangulation (I.C. § 35-42-2-8)	No

Comments

None

Own Recognizance (OR) up to \$2,500 Surety. The bail clerk shall set bail for a Class D felony at \$2,500. The bail schedule amounts shall double, up to a maximum of \$5,000, for each of the applying circumstances.

The suggested bond amount is Own Recognizance (OR) up to \$5000.00

Bond Amount History

Bond Amount

Own Recognizance (OR) up to \$5000.00

Modified Date

07/08/2013

Modified By

Tabatha Deckard

REQUEST A PUBLIC DEFENDER –FINANCIAL INFORMATION -IF THE AMOUNT IS ZERO, WRITE "0" IN THE SPACE -DO NOT LEAVE ANY SPACE BLANK

PETICION DE ABOGADO PUBLICO—INFORMACION FINANCIERA -SI LA CANTIDAD ES ZERO ESCRIBA "0" EN EL ESPACIO -NO DEJE ESPACIOS EN BLANCO

 If you work, where do you work? Trabaja usted? SI o NO. Circule uno. 	. Donde trabaja?	0
2. What is your average take home pay? Cuanto dinero lleva usted a su casa?	per week/month. (circle one) semanal o mensual. (circule uno)	\$
 Over the past two weeks, what was you Cuanto fue su ingreso durante las pas 	our income? sadas dos semanas?	s W
If you support anyone other than you Sostiene usted otras personas a parte	rself, how many do you support? de usted, a cuantos sostiene?	<u></u>
Si neted paga pension alimenticia pa	lo not live with you, how much do you pay? week/month (circle one) ra ninos que no viven con usted; cuanto usted paga? semana/por el mes (circule uno)	\$ \$
inheritance, stocks, etc.), how	ome (for example, child support disability benefits, much do you receive regularly? per week/month (c	
Si usted tiene cualesquiera otras fuer Sostenimiento de hijos, here	ntes de ingreso (por ejemplo, beneficios de desabilida ncia, accion, etc.), cuanto usted recibe regularmente? por la semana/el mes (circule uno)	ıd \$
7 .If you have any savings, how much of Si usted tiene ahorros, cuanto usted	tiene?	\$
Es usted dueno de su casa? SI/NO (c	Yes/No (circle one) If yes, what do you own? circule uno) Si es si su repuesta que usted posee?	
Or, if your wages are being garnished	grande que le dificulte à usted pagar abogado primare la cantidad:	lease list the debt below. , enumere por favor la(s) Service
l swear, or affirm under the penalty of Juro o afirmo bajo la pena de perjurio	f perjury, that the information on this form is correct on, que la informacion en esta forma es correcta con lo	to the best of my knowledge. mejor de mi concentimiento.
Date://2013	Defendant's signature:	Andria
Fecha://2013	Firma del acusado:	
Case Number	Defendant's name:	

ESTADO DE INDIANA)	EN LA CORTE SUPERIOR DE MARION	;
CONDADO DE MARION) SS:	SALA CRIMINAL NO. F11 CAUSA NO	; -
			1
ESTADO DE INDIANA)		İ
CONTRA)	DERECHIOS DE AUDIENCIA INICIAL	:
SUS DERECHOS COMO			!
tenga acerca de sus siguiente	s derec	rca del cargo(s) contra Ud y respondera preguntas (hos. Ud. puede recibir una copia del cargo contra (i 1
debe hacerlo dentro de los p cargos son de delitos menore mayors o felonia, porque ha esas fechas son perdidas, los Ud.	roximos es; o der y fechas asuntos	tar abogado privado. Si tiene intencion de hacer es s diez (10) dias de la fecha de Audiencia Inicial si los atro de veinte (20) dias si los cargos son de delitos s finales para registrar peticiones o levantar defensa s legales y defensas en su favor seran renunciados p	as. Si
3. Tiene derecho d Ud. debe informar al juez si	e tener : i no cue:	abogado sin costos para Ud., si se le determina pob nta con recursos para un abogado privado.	r e. †
4. Tiene el derecho	de un j	juicio pronto.	ł
Ud. desea juicio frente a un antes de la fecha dada para	jurado juicio. su derec	cio frente a un jurado. Si su cargo es de delito meno, tiene que hacer peticion por lo menos diez (10) dia Si no se hace la peticion por lo menos diez (10) dia cho de juicio frenta a jurado. Si desea juicio ante ju aunque aun no tenga abogado.	s antes
		o incriminarse a si mismo. Mantener silencio.	
		tad bajo fianza. Se le informara de cualquier condi	icion
preliminar se convertira es	n declar	O CULPABLE sera hecha en su favor. Esta declara racion formal diez (10) dias despues de la Audiencia sinte (20) dias despues de la Audiencia Inicial si el c que Ud. decida cambiar esta declaracion despues o	argo es
He leido estos	derecl	hos y los entiendo.	
/ /2013			<u> </u>
Fecha	Fin	rma del Acusado	

STATE OF INDIANA)	IN THE MARION COUNTY SUPERIOR COURT
COUNTY OF MARION))SS:	CRIMINAL DIVISION ROOM F11
STATE OF INDIANA)	CAUSE NO. 13044328
VS.	
Willie Hauphill	INITIAL HEARING RIGHTS

YOUR RIGHTS AS A DEFENDANT:

- 1. The Judge will inform you of the nature of the charge(s) against you and answer any questions you have about the following rights. You may have a copy of any charge(s) filed against you.
- 2. You have the right to retain counsel. If you intend to do so, you must do it within ten (10) days after this Initial Hearing if the charge(s) against you is a misdemeanor or within twenty (20) days after this Initial Hearing if the charge(s) is a felony, because there are deadlines for filing motions and raising defenses. If those deadlines are missed, the legal issues and defenses that could have been raised will be waived by you.
- 3. You have a right to have counsel at no expense to you if you are indigent. You must tell the Judge now if you cannot afford to hire an attorney.
 - 4. You have the right to a speedy trial.
- 5. You have the right to a trial by jury. If you are charged with a misdemeanor and you wish to have a trial by jury, you must make a request for a jury trial at least ten (10) days prior to your trial setting. If you do not request a jury trial at least ten (10) days prior to your trial setting, you waive your right to a trial by jury. If you want a jury trial, you must make a timely request even if you do not have an attorney.
 - 6. You have the privilege against self-incrimination.
 - 7. You have a right to bail. Any conditions of bail will be explained to you.
- 8. A preliminary plea of NOT GUILTY is being entered for you. This preliminary plea will become a formal plea of NOT GUILTY ten (10) days after this initial hearing, if the charge(s) is a misdemeanor or twenty (20) days after this initial hearing, if the charge is a felony, unless you choose to enter a different plea.

I have read these rights and I	understand them.	
	Willie	Henry hell
Date	Defendant's Sign	nature

STATE OF INDIANA, CC ... ITY OF MARION, SS:

PROBABLE CAUSE AFFIDAVIT

Defendant Name: HEMPHILL, WILLIE

Location of Incident:

Date of Incident: 07/07/2013

Slated Charges: INTIMIDATION/FD

Arresting Officer: PHILLIPS, MICHAEL W IMPD

Officer ID: 20105

Agency: Indianapolis Police Department

ON 07/07/2013 AT APPROXIMATELY 9:50 PM, I, OFC MICHAEL PHILLIPS OF THE IMPD. WAS DISPATCHED WITH OFC FRANCISCO OLMOS TO IN REFERENCE TO A DISTURBANCE BETWEEN NEIGHBORS. THE CALLER, DONALD CHILDS, STATED THE DISTURBANCE WAS BETWEEN TWO MALES AND ONE WAS POSSIBLY INTOXICATED. ON SCENE AT 9:55 PM. I NOTICED MR CHILDS COMING OUT TO MEET ME. MR CHILDS EXPLAINED THAT HIS NEIGHBOR AT 42 JEFFERSON AV THREATENED HIM AND POSSIBLY ARMED WITH A KNIFE. OFC OLMOS ARRIVED AND WALKED OVER TO 42 JEFFERSON AV. I NOTICED A SUBJECT, LATER IDENTIFIED AS WILLIE HEMPHILL (B/M DOB 09/10/1971), SITTING IN FRONT OF THE RESIDENCE. MR HEMPHILL WAS ALREADY YELLING AS OFC OLMOS APPROACHED. MR CHILDS STATED HE FILLED AN INTIMIDATION REPORT UNDER CASE # DP13083288. UNDER THAT REPORT, MR CHILDS WAS THREATENED WITH A KNIFE BY A SUSPECT WHO WAS LATER IDENTIFIED AS HIS NEIGHBOR AT 42 JEFFERSON AV, MR HEMPHILL. MR CHILDS STATED THERE WERE NOT PROBLEMS BETWEEN HIM AND MR HEMPHILL PRIOR TO THIS INCIDENT. MR CHILDS STATED RIGHT BEFORE HE CALLED 911, MR HEMPHILL APPROACHED HIS CHAINED FENCE AND STATED "I'M GOING TO FUCKING SHOOT YOU...YOU FUCKING WANNABE GEORGE ZIMMERMAN MOTHERFUCKER. I KNOW HOW TO DO IT ... YOU SECURITY GEORGE ZIMMERMAN WANNABE!" MR CHILDS STATED MR HEMPHILL YELLED THIS AT HIM AND MR CHILDS WAS IMMEDIATELY AFRAID FOR HIS LIFE. MR CHILDS STATED THIS ALL STEMMED FROM TRYING TO STOP MR HEMPHILL FROM LITTERING, ILLEGALLY DUMPING, AND URINATING IN PUBLIC UNDER THE PREVIOUS CASE #. AS I WAS TALKING TO MR CHILDS. I COULD HEAR MR. HEMPHILL BECOMING HEATED WITH OFC OLMOS, I HEARD MR HEMPHILL STATE "ITS ALL BECAUSE OF HIS GEORGE ZIMMERMAN ASS! HE'S RACIST!". I LEFT MY INTERVIEW WITH MR CHILDS AND APPROACHED MR HEMPHILL AND OFC OLMOS. I NOTICED MR HEMPHILL WAS ARMED WITH A BLUE HANDLED KNIFE THAT WAS CLIPPED TO HIS RIGHT FRONT POCKET. I REMOVED THE KNIFE FROM MR HEMPHILL'S POCKET. MR HEMPHILL STATED HE STOPPED IN THE MIDDLE OF THE STREET AND DID YELL AT MR

Case Number: 130087453

NE20

FILED

102 911 111 (2013

CLERK OF THE MADION FIRTHER COUR

I swear or affirm under the penalties of perjury that the above facts are true to the best of my knowledge and belief; and that these facts are from my personal knowledge or that I learned these facts from another law enforcement officer.

Law Enforcement Office

Probable cause found to order warrant or summons issued for defendant

Judge, Marion Superior Court

CHILDS. MR HEMPHILL STATED ONLY YELLED "YOU LIVE ON YOUR S AND I'LL LIVE ON MINE". MR HEMPHILL DENIED EVER THREATENING MR CHILDS. AFTER MR HEMPHILL WAS CALMED DOWN, I WENT BACK TO SPEAK TO MR CHILDS. I HAD NOTICED THAT MR HEMPHILL WAS INTOXICATED. MR HEMPHILL HAD A STRONG ODOR OF AN ALCOHOLIC BEVERAGE ON HIS BREATHE AND PERSON, GLASSY EYES, AND UNEVEN BALANCE (MR HEMPHILL WOULD LATER LOSE CONTROL OF HIS BLADDER AND URINATED HIMSELF). I NOTICED, AS I HAD DID WHEN I FIRST ARRIVED, SEVERAL SUBJECTS SITTING ON THE FRONT PORCH AT I WOULD LATER SPEAK TO ALL THESE INDIVIDUALS AND THEY WERE IDENTIFIED AS MARY SIDERS, BRICE SIDERS, CONNIE CHILDS, COURTNEY GREGGS, AND JAMES EMERICK. ALL THESE INDIVIDUALS STATED THEY HEARD THE THREAT FROM MR HEMPHILL TO MR CHILDS. THEY ALL STATED MR HEMPHILL STATED "IM GOING TO FUCKING SHOOT YOU..." AS WELL AS THE GEORGE ZIMMERMAN REFERENCE. MS CHILDS STATED SHE WAS SO SCARED THAT SHE GRABBED THE YOUNGER CHILDREN AND PUSHED THEM INSIDE THE RESIDENCE TO KEEP HARM FROM COMING TO THEM. I SPOKE TO MR CHILDS AGAIN AND ASKED AGAIN WHY MR HEMPHILL HAD COME TO HIS RESIDENCE MAKING THREATS. MR CHILDS AGAIN STATED THIS WAS ALL FROM STOPPING MR HEMPHILL FROM DOING ILLEGAL ACTS THAT WERE DESCRIBED UNDER CASE #DP13083288. MR HEMPHILL WAS PLACED UNDER ARREST FOR INTIMIDATION FOR KNOWINGLY AND INTENTIONALLY COMMUNICATING A THREAT TO MR CHILDS THAT PUT MR CHILDS IN FEAR FOR HIS LIFE AND SAFETY. THIS THREAT BY MR HEMPHILL WAS COMMUNICATED FOR MR CHILDS' PRIOR LAWFUL ACT OF TRYING TO STOP MR HEMPHILL FROM COMMITTING A CRIME. SINCE THE THREAT WAS TO COMMIT A FORCIBLE FELONY, MR HEMPHILL'S CHARGE WAS UPGRADED TO A D FELONY. MR HEMPHILL CONTINUED TO MAKE REFERENCES TO MR CHILDS AS GEORGE ZIMMERMAN AS WE WAITED FOR THE WAGON. MR HEMPHILL CALLED HIS WIFE OUT OF THE RESIDENCE AND ASKED HER TO BE A WITNESS. THE ONLY TIME MR HEMPHILL'S WIFE WAS OUTSIDE DURING THIS INCIDENT WAS WHEN MR HEMPHILL WAS ALREADY UNDER ARREST. MR HEMPHILL ALSO STATED "HOW CAN I BE ARRESTED FOR IT...IF I DON'T HAVE A GUN TO DO IT". MR HEMPHILL WAS TRANSPORTED TO APC BY MCSD WAGON. ALL THE ABOVE EVENTS OCCURRED IN MARION COUNTY, STATE OF INDIANA. CITY OF INDPLS

I swear or affirm under the penalties of perjury that the above facts are true to the best of my knowledge and belief; and that these facts are from my personal knowledge or that I learned these facts from another law enforcement officer.

Law Enforcement Officer

Probable cause found to order warrant or summons issued for defendant

Judge, Marion Superior Court

INDIANAPOLIS METROPOL N POLICE DEPARTMENT FOR LAW ENFORCEMENT USE ONLY **DO NOT RELEASE**

CASE REPORT: 13-0083288 - 0000

INCIDENT: 588 INTIMIDATION LOCATION: 3355 N KEYSTONE AV-

GEO ZONE: 232024 AREA: MND BEAT: ND20 OCCURRED: 06/28/2013 17:00 TO 06/28/2013 17:30 ARRESTS: 0 INJURED: 0 DEAD: 0 VEHICLE TOWED: 0

PERSON: 1

PERSON INVOLVEMENT: VIC VICTIM PERSON NAME: CHILDS,DONALD RACE: W WHITE SEX: M MALE

DATE OF BIRTH: HEIGHT/WEIGHT: / HAIR/EYES: /

SSN

ADDRESS:

CELLULAR PHONE:

NARRATIVE:

ON 6-28-2013 I OFFICER ALLEN JOHNSON WITH THE İMPD WAS DISPATCHED TO THE LIQUOR STORE, LOCATED AT 3355 N KEYSTONE AVE, REFERENCE TROUBLE WITH A PERSON. UPON MY ARRIVAL I MADE CONTACT WITH THE VICTIM, LATER IDENTIFIED AS W/M DONALD CHILDS. MR. CHILDS STATED THAT AFTER HE BROUGHT HIS WIFE TO WORK HE OBSERVED A DARK COMPLEXIONED B/M WEARING A WHITE SHIRT AND BLUE JEAN SHORTS ILLEGALLY DUMPING TRASH IN THE DUMPSTER ON THE PROPERTY. MR. CHILDS, BEING A SECURITY GAURD, STATED HE APPROACHED THE INDIVIDUAL AND ADVISED HIM THAT WAS NOT PERMITTED ON THE PROPERTY. MR. CHILDS STATED THAT THE SUSPECT BEGAN TO YELL AT HIM STATING. "FUCK YOU I CAN DO WHAT THE FUCK I WANT". MR. CHILDS THEN STATED THAT THE SUSPECT ATTEMPTED TO URINATE ON THE SIDE OF THE BUILDING AND UPON APPROACHING HIM TELLING HIM TO STOP, THE SUSPECT TURNED AND FACED MR. CHILDS AND BEGAN TO YELL AND SCREAM AT HIM AGAIN. DUE TO THE FACT THAT THE SITUATION WAS RADIDLY EVOLVING, MR CHILDS STATED HE ATTEMPTED TO GO INSIDE THE BUILDING BUT WAS FOLLOWED BY THE SUSPECT. MR. CHILDS STATED ONCE HE AND THE SUSPECT WERE STANDING NEAR THE DOOR THE SUSPECT RETRIEVED A SEVEN INCH BLUE HANDLED KNIFE AND STATED TO MR CHILDS, "IM GOING TO KILL YOU BECAUSE YOU DONT LIKE BLACK PEOPLE". MR. CHILDS STATED HE WAS IN EXTREME FEAR FOR HIS SAFETY AT THIS POINT, MR. CHILDS ENTERED THE BUILDING AT WHICH TIME THE SUSPECT FLED THE SCENE IN A GRAY VAN, BEING DRIVEN BY A B/F. THERE IS VIDEO SURVEILLANCE ON THE PROPERTY. NO FURTHER AT THIS TIME.

OFFICER: 31358 JOHNSON, ALLEN IMPD

OPERATOR: 06/28/2013 22:39 31358 JOHNSON, ALLEN IMPD

STATE OF INDIANA MARION COUNTY, SS:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
THE STATE OF INDIANA)	INFORMATION COUNT 1
Willie Hemphill } RACE:B SEX:M	INTIMIDATION CLASS D FELONY I.C. 35-45-2-1(a)(2)(b)(1)(A) (102) IIII DA 2017 Chapteter and the form
Cause No.: 49F091307F004432	File Stamp
The undersigned affiant does hereby swear o	r affirm under the penalties of perjury that:
	farion County, State of Indiana, the following , did communicate a threat to
Daniel Ou 140	, another person, said threat being:
to shoot Donald	
with the intent that the other person be place	d in fear of retaliation for a prior lawful act,
to wit: <u>Calling the police</u> to	report Willie Hemphill,
and further that said threat was to commit for	rcible felony, to wit: Battery
All of which is contrary to the laws of the Sta	_
	Signed
	Printed
State's Witnesses:	Call (h)
MPhillips 20105 IMPD	Approved
Donald Childs	Deputy Prosecuting Attorney Nineteenth Judicial Circuit
Connie Childs	
Mary Siders Brice Siders Revised: 7/1/12	
Brice Siders Revised: 7/1/12	
Revised: 7/1/12 Courtney Greggs Lames Emericle	•
James Emerica	

APPEARANCE FOR STATE OF INDIANA

-	7
	/
1	7
-	

Cause Number	:49F	49F091307FD04438 F.D				
Agency Case Number	130687453					
Name of Defendant(s)	:W	130087453 Willie Hemphill ^{Q2} IIII AR 2013				
Case Type of Proceedi	ng: 🔀 FD (Class D I	Felony) CM (Misd	emeanor)			
Prosecuting Attorney l	Information:					
Major Case Division Terry R. Curry Marion County Prosecutor 251 East Ohio Street Suite 160 Indianapolis, IN 46204 (317) 327-5336 TX (317) 327-5409 FAX Attorney No. 3481-49	D Felony Division Terry R. Curry Marion County Prosecutor 251 East Ohio Street Suite 160 Indianapolis, IN 46204 (317) 327-5336 TX (317) 327-5409 FAX Attorney No. 3481-49	D.V. Division Terry R. Curry Marion County Prosecutor 251 East Ohio Street Suite 160 Indianapolis, IN 46204 (317) 327-5336 TX (317) 327-5409 FAX Attorney No. 3481-49	Traffic Division Terry R. Curry Marion County Prosecutor 8115 E. Washington Street Indianapolis, IN 46219 (317) 327-8500 TX (317) 327-5745 FAX Attorney No. 3481-49			
Will the State accept service by FAX: Yes No						
STATE'S NOTICE OF DISCOVERY COMPLIANCE						
The State of Indiana hereby following have been forward		complied with discovery in th	is cause. Copies of the			
	Information: page(s)					
2. Probable C	Cause Affidavit: page	e(s)				
3. IMPD Criminal History of Defendant: page(s)						
4. Appearance	e Form: 1 page					
	nent during the pendency of	e" policy. The defense attorne this case. This review will inc				
		Deputy Prosecuting Atto	rney			

JSAR504C

NOTICE OF BOND SET SUPERIOR CRIMINAL COURT

07/08/13 09:31:07

CASE ID

13044328

COURT F09

GALLERY# 000000683723 NAME

HAMPHILL WILLIE

PREVIOUS BOND: \$5,000.00 SR SURETY BOND

SATISFIED:

07/08/13 10:00:00

SURETY

ADDRESS

BONDSMAN

AGENCY

ADDRESS

CURRENT BOND: \$500.00 CS CASH BOND

SPECIAL CONDITIONS:

SC NC NCO ISSUED SEE STATES REGISTRY.

STATE OF INDIANA COUNTY OF MARION	SS: IN THE MARION SUPERIOR COURT CRIMINAL DIV N, ROOM F09
STATE OF INDIANA)	Special
12) Alli Hemphill	Cause No. 49F0913 <u>07</u> FD <u>0443</u> 28
STATE'S I	NOTICE OF DISCOVERY COMPLIANCE
this cause, as follows: A. All items of physical exhibits at trial and can be viewed by said material may be called as withe	notifies the Court that it has complied with the rules of discovery in evidence referred to in the materials listed below may be used as a contacting the deputy prosecutor below, and any persons named in esses at trial. If have been forwarded to defense counsel:
Juvenile History of D BAC Data Master / In Driving Record of De JANO Police Report	davit, page(s); Defendant, page(s); Defendant, page(s); Defendant, page(s); Intoxilyzer 5000 test results, page(s); Defendant, page(s); Defendant, page(s); Defendant, page(s); Defendant, page(s); Defendant, page(s); Defendant, page(s); Defendant, page(s); Defendant, page(s); Defendant, page(s); Defendant, page(s);
IMCFSA Narcotics E No Contact Order, Search Warrant, Photo Array, pag Stay Away Order, Appearance Form, 1	_ page(s); ge(s); page(s);
trial by contacting the	assigned Deputy Prosecutor; may be viewed prior to trial by contacting the assigned Deputy;;
The Marion County Prosecutor's Office prosecutor's file by appointment during the excluding work product.	has an "open file" policy. The defense attorney of record may review the ne pendency of this case. This review will include all appropriate discovery, Deputy Prosecuting Attorney
This is to certify that a copy of the defendant by way of personal service, postage prepaid United States First Class	CERTIFICATE OF SERVICE e State's Motion for Discovery has been served upon the attorney for the by placing said Motion in the Public Defender's mailbox or by sending ss mail on

Deputy Prosecuting Attorney

STATE OF INDIANA)		IN THE SUPERIOR COURT
COUNTY OF MARION)	SS:	CRIMINAL DIVISION, ROOM FOF ILED
STATE OF INDIANA)		20 JUL 1 6 2013
v.)		Elizabeth of while
11 1211 1 h	ń		COLUMN OF THE MARION GIRGUIT GOURT
N. IIIL HEMPIIII	-B		Cause Number: 13044328

STATE'S NOTICE OF INTENT TO FILE HABITUAL OFFENDER ENHANCEMENT

The State of Indiana, pursuant to I.C. 35-50-2-8, hereby notifies the named Defendant that the State of Indiana intends to file a habitual offender sentencing enhancement in this cause if good faith plea negotiations are unsuccessful. Charging information and a motion will follow.

Racanna Spahn

Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been delivered to counsel for Defendant by personal delivery, placing a copy in the Public Defender Agency Box, or by first class mail on the date this notice was filed, or attached to its initial tender of discoverable items.

Raeanna Spahn

Reputy Prosecuting Attorney

Marion County Prosecutor's Office 251 East Ohio Street, 3rd Floor Indianapolis, IN. 46204 317.327.8562

STATE OF INDIANA COUNTY OF MARION STATE OF INDIANA. VS SS: Ullie Hamphill Defendant Name I affirm, under oath, that I reside at: CLERK OF THE MARION ON	
Defendant Address:	
Contact / None : value : is	(REQUIRED for HD, GPS, and Alcohol Monitoring)
ORDER FOR PLACEMENT ON 1	PRETRIAL MONITORING
() D600 The Court, having determined the defendant is an a Defendant in a Pre Trial Service Program: The Defendant treatment recommendations, and pay all fees for placement () D224 Release on own recognizance () D223 Court sets bond in the amount of \$	nt is to comply with all rules, regulations, procedures, ent in program. Defendant placed on: _Type unt into JUSTIS w/ CS bond type and RDER.
PRETRIAL RELE	ASE OPTIONS:
D628 PROBATION DEPART	MENT Section 3
 () D535 Pre Trial Supervision (includes drug testing) () D537 Indigent to fee for program only () D540 Upon satisfaction of release conditions, deft to see Building, T-641 by 3:30 p.m. this date or 10:00 a.m. the 	() D536 Drug Testing Only() D538 Indigent to drug testing fee elf report to Probation located in the City County next business day.
D630 C O M M U N I T Y C O R R E C (D509 Home Detention (D510 Alcohol Monitors () D513 Daily Reporting () D635 Mental Health Co () D634 Addictions Specialist Caseload	TIONS Section 4 MENS 3000 ing (V) D511 GPS component
OR	
 () D642 Placement deemed appropriate with movement to D498 Upon satisfaction of release condition the defen E. Washington St., by 3:30 p.m. this date or 8:30 a.m. () D703 Upon satisfaction of the release condition the defer Community Corrections 140 East Washington Street. placement with Community Corrections. () D539 Upon satisfaction of release condition The Defer placement by Community Corrections. 	the next business day. endant is to be transported by the MCSD to The defendant shall remain in MCSD custody until

□ D631 H O C C S	Section 5
 () D512 Day Reporting () D615 Upon Satisfaction of release condition defendant is to self report to Host., by 7 p.m. this date or by 10 a.m. the next business day. () D616 MCJ/CCA to transport to HOCCS. 	OCCS, 1202 N. Pennsylvania
□ D633 CRAINE HOUSE	Section 6
() D512 Day Reporting Component Assessment will be done on all clients but the Court may order any of the formula between the court may order and of the formula between the court may order any order any	D624 Parenting Classes D627 Life Skills to Craine House, located at
Additional Conditions for any of the Pre Trial Programs: [YD012 Sel States Negistry (Section 7
D012	
	Section 8
I understand that failure to report as directed above will violate the conditions of my I being returned to custody.	release and may result in my
Date: Defendant's signature	
Date: Judge: Dudge:	sok Granfort

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
) SS:	CRIMINAL DIVISION, ROOM F09
COUNTY OF MARION)	CAUSE NO.: 49-F09-1307-FD-044328
STATE OF INDIANA)	
)	(31) 1111 2 1 2013
-VS-)	31 JUL 3 1 2013
)	Charle a side
WILLIE HEMPHILL)	Eljabeth of White
	N	OTICE OF DEPOSITION CLERK OF THE MARION CIRCUIT COURT

Marion County Prosecutor's Office 251 E. Ohio St. Suite 200 Indianapolis, Indiana 46204

You are hereby notified that on August 15, 2013 at 1:00 pm. The Defendant will take a taped statement of, Officer Francisco Olmos (#30452), and Connie Childs, Brice Siders, Courtney Greggs c/o The Marion County Prosecutor's Office (Raeanna Spahn) 251 E. Ohio St. Indianapolis, Indiana 46204, by a Notary Public, other person as may be duly qualified to administer oath for evidence, or an agency reporter. The above taped statement will take place at the Marion County Public Defender Agency, located at 151 N. Delaware St., Suite 202, Indianapolis, Indiana, 46204. You are invited to attend and cross-examine.

Thomas Lacy / (/
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon the Marion County Prosecutor, by placing a copy of same in the Prosecutor's box of this Court or by delivering a copy of the same to one of his duly appointed deputies, on or before the date of filing same.

Thomas Lac

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
COUNTY OF MARION) SS:)	CRIMINAL DIVISION, ROOM F09 CAUSE NO.: 49-F09-1307-FD-044328
STATE OF INDIANA) 。	FILEN
-VS-) .	31 JUL 3 1 2013
WILLIE HEMPHILL) NOTIC	E OF DEPOSITION CLERK OF THE MARION CIRCUIT CONTROLLED
	110110	OF THE MARION CIRCUIT OF

Marion County Prosecutor's Office

251 E. Ohio St. Suite 200 Indianapolis, Indiana 46204

You are hereby notified that on August 9, 2013 at 2:00 pm. The Defendant will take a taped statement of, Donald Childs, James Emerick, and Mary Siders c/o The Marion County Prosecutor's Office (Raeanna Spahn) 251 E. Ohio St. Indianapolis, Indiana 46204, by a Notary Public, other person as may be duly qualified to administer oath for evidence, or an agency reporter. The above taped statement will take place at the Marion County Public Defender Agency, located at 151 N. Delaware St., Suite 202, Indianapolis, Indiana, 46204. You are invited to attend and cross-examine.

Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon the Marion County Prosecutor, by placing a copy of same in the Prosecutor's box of this Court or by delivering a copy of the same to one of his duly appointed deputies, on or before the date of filing same.

Thomas Lacy

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
COUNTY OF MARION) SS:)	CRIMINAL DIVISION, ROOM F09 CAUSE NO.: 49-F09-1307-FD-044328
STATE OF INDIANA)	FILED
-VS-))	152 AUG U 5 2013
WILLIE HEMPHILL) NOTICE	OF TAPED STATEMENT & WILLO

Marion County Prosecutor's Office

251 E. Ohio St. Suite 200 Indianapolis, Indiana 46204

You are hereby notified that on August 16, 2013 at 12:30 pm. The Defendant will take a taped statement of, Officer Michael Phillips (#20105), Donald Childs, James Emerick, and Mary Siders c/o The Marion County Prosecutor's Office (Raeanna Spahn) 251 E. Ohio St. Indianapolis, Indiana 46204, by a Notary Public, other person as may be duly qualified to administer oath for evidence, or an agency reporter. The above taped statement will take place at the Marion County Public Defender Agency, located at 151 N. Delaware St., Suite 202, Indianapolis, Indiana, 46204. You are invited to attend and cross-examine.

Thomas Lacy

Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon the Marion County Prosecutor, by placing a copy of same in the Prosecutor's box of this Court or by delivering a copy of the same to one of his duly appointed deputies, on or before the date of filing same.

Thomas Lacy

MARION COUNTY COMMUNITY CORRECTIONS NOTI F PRE-TRIAL RELEASE VIOLATIO

TO: Barbara Cook- Crawford RE: Hemphill, Willie Cause No: 49-F09-1307-FD-044328 Gallery No: 683723 Scheduled Court Date: 8/27/2013 at 8:30 A On July 18, 2013 was placed on pretrial release for the Intimidation / Class D Felony offense of: ☐ Indigent Total Monetary Obligation: \$399.00 PAID \$0.00 Information received indicates that the defendant has violated conditions of pre-trial release as follows: Willie Hemphill: 1. on or about 8/10/2013, the defendant submitted a positive MEMS 3000 alcohol monitoring test at 6:39 PM with a blood alcohol level of .0390. 2. on or about 8/10/2013, the defendant submitted a positive MEMS 3000 alcohol monitoring test at 6:48 PM with a blood alcohol level of .0320. 3. on or about 8/10/2013, the defendant submitted a positive MEMS 3000 alcohol monitoring test at 6:58 PM with a blood alcohol level of .0310. 4. on or about 8/10/2013, the defendant submitted a positive MEMS 3000 alcohol monitoring test at 7:07 PM with a blood alcohol level of .0250. 5. on or about 8/13/2013, the defendant failed to maintain his GPS Equipment. 6. failed to submit a baseline urine drug screen. 7. failed to comply with monetary obligation. AUG 18 2013 (continued on page 2) PETITION FOR COURT ACTION ✓ Warrant is requested. Order to Appear is Requested No Hearing scheduled at this time. As of today's date, defendant is in Custody. Other I HEREBY AFFIRM UNDER THE PENALTIES FOR PERJURY, THAT THE FOREGOING ALLEGATIONS ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF. Date: August 13, 2013

Ørder to Appear

APC May Handle

The Court being duly advised now orders: Warrant be issued. Bond Amount:

No Hearing scheduled at this time.

Hearing Date/Time:

Court remands defendant into custody on this case.

AUG 1'3 2013

ROOM

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION, ROOM 9
COUNTY OF MARION)	CAUSE NUMBER: 13044328
STATE OF INDIANA)	FILED
VS)	(31) AUG 1 9 2013
WILLIE HEMPHILL)	CLERK OF THE MARION CIRCUIT COURT

<u>DEFENDANT'S MOTION TO CONTINUE JURY AND MODIFY TERMS OF</u> COMMUNITY CORRECTIONS PRE-TRIAL RELASE CONDITIONS

Comes now the Defendant, Willie Hemphill, by counsel, Thomas Lacy, and moves this Court to continue the Jury Trial and modify community corrections placement to gps only. In support of this motion Counsel states the following:

- 1. The Defendant is schedule for a Jury Trial on September 4, 2013 with a final pretrial conference on August 27, 2013.
- The Defendant was released on his own recognizance and placed on Marion County Community Corrections home detention and GPS monitoring on July 17, 2013.
- State witnesses IMPD Fransisco Olmos, Brice Siders, and Courtney Greg failed to appear for scheduled taped statements on August 15, 2013.
- The only other police officer listed as a witness in this case, IMPD Michael Phillips, also failed to appear for scheduled taped statements on August 16, 2013.
- Counsel for the defendant rescheduled the taped statements of Officers Michael Phillips and Officer Fransico Olmos as well as Brice Siders and Courtney Gref for September 5, 2013.
- 5. The defendant has advised counsel that he has had several job opportunities through a temp job agency, but has been told each time that his home detention

officer requires 48 hours notice, hence defendant has not been able to work since being released.

- 6. The defendant has advised counsel that he and his wife are at risk of losing their modest house due to the defendant not being able to work as well as having to live in a motel due to the proximity of his house to that of the alleged victim.
- 7. Deputy Prosecutor, Raeanna Spahn, advised she does not object to the continuance motion.

WHEREFORE, counsel requests this motion be granted.

Thomas Lacy, Atty. No. 24453-53

Thomas Lacy, Marion County Public Defender Agency

151 N. Delaware Street, Suite 202

Indianapolis, IN 46237

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been served upon the Marion County Prosecutor this same date by placing a copy of the same in the Prosecutor's mailbox of this Court or by delivering a copy of same to one of his duly appointed deputies, on or before the date of filing same.

Thomas K. Lacy

Thomas Lary

STATE OF INDIAN	IA)) SS:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION, ROOM F09
COUNTY OF MAR	ION)	CAUSE NO. 49-F09-1307-FD-044328
State of Indiana,	٠	
Plaintiff,		FILED
v.		20 11/0
		AUG 2 0 2013
Willie Hemphill,		Chalas e
Defendant.		CLERIC OF THE MARION CIRCUIT COURT
ORDER RE	MOVING D	EFENDANT FROM MONITORING SERVICE
D636	Defendant	is hereby removed from the following Monitoring
5000	Service:	is hereby removed from the following monitoring
	D628	Probation Department
	D629	Sentinel Offender Services
	<u>x</u> D630	Community Correction [deft. removed from
		home detention but to REMAIN on GPS
	D 631	HOCCS
	D 633	Craine House
8-20-13	,	barbara Cack Crawful
		Barbara Cook Crawford, Judge
		Marion County Superior Court
		Criminal Division, Room F09
Distribution:	File	
	Defense At	
		Intake Unit / fax (317) 327-4269
		ax (317) 917-8961
	-	y Corrections / fax (317) 327-1555
		x (317) 266-9613
	Craine Hou	ıse / fax (317) 325-2834

STATE OF INDIANA) IN THE MARION SUPERIOR COURT
COUNTY OF MARION) CRIMINAL DIVISION, ROOM F09) CASE NO. 13044328
coolvil of whiteory)
STATE OF INDIANA)
MC)
VS. WILLIE HEMPHILL)
	<u>ORDER</u>
The Defendant having sul	bmitted a motion to the court in the following words and
figures:	(H.I.),
And the court having	considered this motion, ORDERS that this motion be
granted/denied	
Ç	
FPTC Date:	, 2013, atAM/PM.
Jury Date:	, 2013, atAM/PM.
And the Court, having considered	Defendant's request for GPS monitoring only, Orders that this
motion is granted/denied.	
So ORDERED this day of	, 2013.
Distribution	
Thomas Lacy MCPDA	
Raeanna Spahn MCPO MCCC	
	Dunkaya Cook Charles
	The Honorable Barbara Crawford

JUDGE, SUPERIOR COURT 9

	STATE OF INDIANA)) SS:	MARION SUPERIOR COURT CRIMINAL DIVISION. ROOM F11
	COUNTY OF MARION))	1.20111208
	STATE OF INDIANA)	CAUSE NO. 1 2044 260
	VS.)	
1	Willie Hamphill)	

ADVISEMENT OF RIGHTS ON PROBATION, COMMUNITY CORRECTIONS, ELECTRONIC MONITORING, OR HOCCS VIOLATION

A NOTICE OF PROBATION VIOLATION OR A COMMUNITY CORRECTIONS, ELECTRONIC MONITORING, OR HOCCS VIOLATION HAS BEEN FILED AGAINST YOU

- 1. You have been given written notice of the violation(s) that have been filed against you.
- 2. You have the following rights when you are alleged to have violated the terms of your probation or your Community Corrections, Electronic Monitoring or HOCCS commitment.
 - a. You have the right to have a contested hearing on the alleged violation(s). At the contested hearing you have the right: 1) to confront and cross-examine the State's witness(es); 2) to use the court's subpoena power to order your own witness(es) to come to court and present evidence on your behalf; 3) to not be required to testify against yourself; and, 4) if you choose to remain silent, your silence cannot be held against you.
 - b. At a contested hearing, if the State proves by a preponderance of the evidence that you committed one or more of the alleged violations, the Court can find you in violation of your probation, or your Community Corrections, Electronic Monitoring, or HOCCS commitment.
 - c. If you are found in violation of your probation or your Community Corrections, Electronic Monitoring, or HOCCS commitment, the Court can impose sanctions which can range all the way from the most lenient sanction of terminating your probation or Community Corrections, Electronic Monitoring, or HOCCS commitment, which means your sentence ends immediately, all the way up to the harshest sanction of revoking your probation or your Community Corrections, Electronic Monitoring, or HOCCS commitment and ordering you to serve part or all of your sentence in the Marion County Jail or the Indiana Department of Corrections, whichever is appropriate. The Judge could also decide to allow you to continue on probation, Community Corrections, Electronic Monitoring, or HOCCS, and in that case, the Judge may add new terms and conditions to your probation and/or your Community Corrections, Electronic Monitoring, or HOCCS commitment.
 - d. You also have the right to have an attorney represent you in this proceeding. You may hire an attorney of your choosing or, if you cannot afford to hire your own attorney, the court can appoint an attorney to represent you at no cost to you.

I HAVE READ THESE RIGHTS AND I UNDERSTAND THEM.

DATE: 8 8 3

SIGNATURE OF DEFENDANT

STATE OF INDIANA))SS:	IN THE MARION S' CRIMINAL DIVISION	
COUNTY OF MARION)		31,,1000117
STATE OF INDIANA)		
v. ,)		
Willie Hamph	BIL	CAUSE NUMBER: _	130443

STATE'S NOTICE OF ADDITIONAL WITNESS(ES)

The State of Indiana having recently learned of the following witness(es), files this Notice of Additional Witnesses for which it intends to call in its case-in-chief; however, this Notice does not preclude the calling of any other person previously listed and/or submitted to the defense in the course of discovery compliance:

1. 5	Franc	risco	01	Mos
2.				
3.				
4.				



Raeanna Spahn Deputy Prosecuting Attorney 251 East Ohio Street Suite 160 Indianapolis, IN 46204 (317) 327-8562

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been served upon the attorney for the defendant by personal service, U.S. First Class Mail, or by placing a copy in his/her P.D. box the date of filing.

Raeanna Spahn

Deputy Prosecuting Attorney

MARION COUNTY COMMUNITY CORRECTIONS F PRE-TRIAL RELEASE VIOLATIO

TO:

Barbara Cook- Crawford

RE:

Hemphill, Willie

Cause No:

49-F09-1307-FD-044328

Gallery No: 683723

Scheduled Court Date: 10/15/2013 at 8:30

July 18, 2013

was placed on pretrial release for the

offense of:

Intimidation / Class D Felony

Total Monetary Obligation:

\$0.00

PAID

\$0.00

✓ Indigent

Information received indicates that the defendant has violated conditions of pre-trial release as follows:

Willie Hemphill:

- 1. on or about 8/20/2013, at approximately 11:56 PM, the defendant's MEMS 3000 alcohol equipment was disconnected from its power source.
- 2. on or about 8/21/2013, at approximately 6:46 PM, the defendant failed to submit a MEMS 3000 alcohol test.
- 3. on or about 8/21/2013, at approximately 9:07 PM, the defendant failed to submit a MEMS 3000 alcohol test.
- 4. on or about 8/22/2013, at approximately 6:15 AM, the defendant's alcohol monitoring went into a receiver "missed call" status, which indicates that his MEMS 3000 has been unplugged.
- 5. failed to submit a baseline urine drug screen.

ADDITIONAL INFORMATION:

This is the second Pre-Trial Notice of Community Corrections Violation filed under this cause number. At a Pre-Trial Conference held on 8/20/2013, the defendant was found indigent and removed from Home Detention and placed on GPS only with a MEMS 3000 alcohol monitoring system.

On 8/22/2013 Community Supervision Manager (CSM) Doyle spoke with the defendant about his failed tests and unplugged machine, the defendant indicated that he was off the MEMS 3000 breathalyzer. However CSM Doyle called Court 9 and was informed he was still on the MEMS 3000 machine. CSM Doyle then informed the defendant he was still on, and the defendant stated he cannot take his tests due to his schedule and wanted to be placed back in iail.

The defendant is currently unemployed.

PETITION FOR COURT ACTION

				MEMPHI COURT
✓ Warrant is requested.	☐ Order to Ap	pear is Requested	☐ No Hearing sche	duled at this time.
☐ As of today's date, def	endant is in Custody	Other		
I HEREBY AFFIRM UNDER THE PEN	ALTIES FOR PERJURY, THAT	THE FOREGOING ALLEGATION	S ARE TRUE TO THE BEST OF M	Υ
KNOWLEDGE AND BELIEF.		1 .01		
Date: August 22, 2013	CSM	en Del	Reviewed by:	- xx. ian
	lan D	oyle	Joseph	n Elliot Payne
The Court being duly ad	vised now orders:	4 -	ALANA	
Warrant be issued.	Bond Amount:	PMC	OUR	
Order to Appear	Hearing Date/Time:		CT: 09	ROOM
No Hearing schedule	ed at this time.	Other	0.00	
Court remands defe	endant into custody o	on this case.	100	TILL
APC May Handle	lin		dudge of Criminal Division	3.
DATE: 8		- 6	Paloth of Wy	lule
		_	WKUAM Clerk of the Court	

PRETRIAL VIOLATION (CONTINUES

RE: Hemphill, Willie

Cause No: 49-F09-1307-FD-044328

(continued from page 1)

ADDITIONAL INFORMATION:

This is the first Pre-Trial Notice of Community Corrections Violation filed under this cause number.

On 8/13/13, an Administrative Hearing was held to address the defendant's issues of submitting a positive breath test, failing to submit his baseline urine drug screen, and allowing his GPS equipment to shutdown. At this hearing, the defendant stated that he did not have anything to drink and would like his attorney present. The defendant's GPS unit shut down on 8/13/2013 at approximately 3:17 AM. The unit was not charged again until 10:29 AM on 8/13/2013. The defendant's whereabouts on 8/13/2013 from 3:17 AM until 10:29 are unknown. The defendant also disagreed with the length of time that his GPS unit was dead for. The defendant also admitted to not taking his urine tests due to not having the money for the tests.

The defendant is currently \$399 in arrears to Community Corrections and has not made a payment towards his financial obligation. The defendant is currently unemployed.

Tuesday, August 13, 2013 Page 2 of 2

	COUNTY OF MARION) SS:	IN THE MA. CRIMINAL	KION SUPERIO	OR COURT	
	STATE OF INDIANA VS.	Case ID No.	130445	28	
-	Willie Hamphill Defendant's Name (Print)	Gallery No.	683723		
,	Selendant's Ivantie (ETITE)	Court			
1	Defendant's Address	Appearance _		(am/pm)	9
-1	Defendant's SSN & Telephone No.		Date	Time	Court
•		SH BOND			
X	The undersigned, defendant and surety, jointly and severally, a sum of dollars (\$ 500), until the following conditions of release warrant issued for the defendant's arrest. Defendant will inform the court and his/her attorney of (2) Defendant will personally appear in this cause at all her required by the court. Notice of appearance to the defendant's attorney of rec (4) Defendant will not leave the State of Indiana without p (5) Defendant agrees to comply with all other conditions of rec (4) Defendant will not leave the State of Indiana without p (5) Defendant agrees to comply with all other conditions of rec (1) Defendant will not leave the State of Indiana without p (5) Defendant agrees to comply with all other conditions of rec (1) Defendant will not leave the State of Indiana without p	to assure the appnis cause is finally fails to appear be the surety does not their addresses stary and certify the junt and surety agrees from custody, the ease: Tany change of add arings, pre-trial condant will be deemed ord will be deemed ermission of the condensation of the condens	earance of the defendetermined. efore the court as of produce the defended on this bond. Independent to the Clest that upon defendents release may be a likely or employment for the substitute of the substitute of the substitute of the defendent.	s ordered, the court we condant, the court will enter the court will enter the for record. The amount's failure to appear a revoked, this bond for the within 24 hours of sus at which his/her attentivety.	vill order the I declare this nter judgment out deposited as required or rfeited, and a
X	Pursuant to Indiana Code 35-33-8-3.2, when the cond or a part of the cash to pay publicly paid costs of representation defendant to pay if the defendant is convicted. The balance of	ion and fines, cos the deposit, if any	ts, fees, and restit , will be returned	ution that the court n to the surety.	nay order the
	The defendant and surety understand the terms of this agreeme acknowledge that they are legally responsible for the full amount of		enter into and ag	rec to be bound by all	its terms and
	Signed on this date: MM/DD/YYYY	Defendant's Sig	mature		
	As surety on this bond, I further swear under the penalties for postates, and a bona fide resident in Indiana for more than one (1) and that I own real or personal property now located in Indiana with the control of	erjury that I am eig year; that I am rela	ghteen (18) years o nted to the defenda	nt within the third degr	of the United
	Surety's Signature X. Schnelle Lemph X X Schnelle Lemph X Surety & Relationship Surety & Relationship	2 X J	effers dy	X37)918-	2427 No.
	X Brookese X3	rookdak oyer's Address	2	X317) 921 Work Phone	5-1707 No.
		9-13 DD/YYYY	CLERK UF JII Clerk of the Cir	H d. While EMARION CURCUIT COURT COURT COURT	
	Form 272		M & 3 Deputy Clerk		

CLERK'S OFFICE, MARION COUNTY

Date 09/19/13 Time 21:42 Division 04551 COURT 11 Cashier SCB7885 Payment Number 13071580

Receipt Number 13079747 Receipt 001 of 001 CAUSE # J 13044328

Received From HEMPHILL, SCHRELLE PAYOR HAMPHILL, WILLIE

Revenue Category	Amount
CASH BOND REFUNDABLE	\$495.00
DEATH BENEFIT	\$5.00

\$500.00	Receipt Total
\$500.00	Cash
\$0.00	Check
\$0.00	Money Order
\$0.00	Interfund Transfer
\$0.00	Credit card / Memo
\$500.00	Amount Tendered
\$0.00	Change Amount
\$0.00	Refund Amount

Sep. 20. 2013 510:03AM	TWK	No. No. 6571 P. P. 1
SS:	UN THE MAIDON SUPERIOR	COUNT
COUNTY OF MARCON	Case ID No130441	2.8
VS. Willie Hanghill To double Name (Print)	Gallery No. 683723	•
Defendant 3 Hallio (x -)	Appearance 10/15/13	Time Court
Defendant's Address	Date.	**************************************
Defendant's SSN & Telephone No.	CASH BOND	hound to the State of Indiana in the
The undersigned, defendant and surety, jointly and severation of the hand and surety dollars (5 500)	J.1	· · · · · · · · · · · · · · · · · · ·
Pursuant to Indiana Code 35-33-8, if the defeation of the surrender the defendant to the court immediate bond to be forfeited in the full amount of the bond. Notice of forfeiture will be mailed to the defendant and surfor the full amount of the bond against the defendant and the cash will be applied to the payment of the judgment. On the surface of the surface of the payment of the sudgment. On the surface of the sudgment of the sudgment of the sudgment of the sudgment.	urely at their addresses stated on this bond. he surely and certify the judgment to the C befendant and surely agree that upon defen is release from custody, this release may	lerk for record. The amount deposited dead is failure to appear as required or dead is failure to appear as required or be revoked, this bond forfeited, and a
Defendant agrees to comply with the following condition (1) Defendant will inform the court and his/her all (2) Defendant will personally appear in this cause required by the court. Notice of appearance to required by the court. Notice of appearance to the defendant's attorn (3) Notice of appearance to the defendant's attorn (4) Defendant will not leave the State of Indiana (5) Defendant agrees to comply with all other court.	ns of release; lorney of any change of address or employer, at all hearings, pre-trial conferences, and to a the defendant will be deemed notice to the draw of record will be deemed notice to the draw of record will be deemed notice to the draw of record will be deemed notice to the draw of record will be deemed notice to the draw of records and the court. In the conditions of this bond have been to the conditions and fixes, costs, fees, and the results the relations.	nent within 24 hours of such a change. rials at which his/her attendance is e surely. lefendant. fully satisfied, the court may retain all estitution that the court may order the
The defendant and surety understand the terms of the acknowledge that they are legally responsible for the fundamental on this date: MM/DD/YYYY As surety on this bond, I further swear under the per States, and a bona fide resident in Indiana for more than and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in and that I own real or personal property now located in the personal property now located in this located in the personal	Defendant's Signature	cars of age or older, a citizen of the United
States, and a boll or personal property now located in and that I own real or personal property now located in Surely's Signature X. School Chemolity & Relationship X. Scho	Surety's Address Surety's Address Employer's Address Clerk of the control of t	144.919-2429

COUNTY OF MARION) SS:	CRIMINAL DIVISION
STATE OF INDIANA	Case ID No13044528
110	Gallery No. 683723
Defendant's Name (Print)	Court
	Appearance 10/15/13 (amtom) 9 Date Time Court
Defendant's Address	
	SH BOND
The undersigned, defendant and surety, jointly and severally, sum of hot had to dollars (\$	acknowledge and agree that they are bound to the State of Indiana in the 1 to assure the appearance of the defendant in court to answer a charge of this cause is finally determined. In the fails to appear before the court as ordered, the court will order the fitthe surety does not produce the defendant, the court shall declare this at their addresses stated on this bond. The court will enter judgment are ty and certify the judgment to the Clerk for record. The amount deposited that and surety agree that upon defendant's failure to appear as required or dease from custody, this release may be revoked, this bond forfeited, and a release: In of any change of address or employment within 24 hours of such a change. The hearings, pre-trial conferences, and trials at which his/her attendance is defendant will be deemed notice to the surety. The cord will be deemed notice to the defendant. The trecord will be deemed notice to the defendant. The court may retain all the treatment and fines, costs, fees, and restitution that the court may order the court of the deposit, if any, will be returned to the surety.
V Book dale	Employer's Address Child C Walt
Surely's Employer or Other Ref.	9-19-15 CLERK UF JIE MARKUN CHICAUT COURT
TAKEN AND APPROVED ON THIS DATE:	MM/DD/YYYY Clerk of the Circuit of
Form 272	Deputy Clerk

STATE OF INDIANA) IN MARION SUPER COURT
COUNTY OF MARION) CRIMINAL DIVISION, ROOM 9
STATE OF INDIANA)
Vs.	
Nillie Hemphill	CAUSE# 13044328
	NEXT DATE
	ATTORNEY OM Lacy
The State of Indiana hereby noti	NTAL NOTICE OF DISCOVERY COMPLIANCE iffies the Court that it has learned of items other than those provided that are subject to discovery and has provided defense counsel with
 Certified Prior 	Convictions and OARs ()
 Certified Search 	ch Warrant
 Certified Drivi 	ing Record
 Lab Analysis I 	Results cle Registration Pies [] Available to review
 Certified Vehi 	cle Registration AUG 22 2012
O Video: [] Co	pies [] Available to review
O Photos: [] C	opies [] Available to review
 Proof of Restit 	aution
O Witness(es):	A Land
Other: 2	ertified prion Conuctions
Other:	Deputy Prosecuting Attorney, Court 9
C	ERTIFICATE OF SERVICE
I hereby certify that a copy of the a on attorney for defendant by personal servi- mailbox the date of filing.	bove and foregoing State's Notice of Supplemental Discovery was served ce, U.S. First Class Mail or by placing a copy in the public defender's

Deputy Prosecuting Attorney, Court 9

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
COUNTY OF MARION) SS:)	CRIMINAL DIVISION, ROOM F09 CAUSE NO.: 49-F09-1307-FD-044328
STATE OF INDIANA)	FILED
-VS-)	152 AUG 2 3 2013
WILLIE HEMPHILL) NOTICE O	Elith & WILL FTAPED STAFFINEDATEN CIRCUIT COURT

Marion County Prosecutor's Office

251 E. Ohio St. Suite 200 Indianapolis, Indiana 46204

You are hereby notified that on September 5, 2013 at 1:00 pm. The Defendant will take a taped statement of Brice Siders, Courtney Greg, Officer Michael Phillips (#205105), and Officer Fansisco Olmos (#30452) c/o The Marion County Prosecutor's Office (Raeanna Spahn) 251 E. Ohio St. Indianapolis, Indiana 46204, by a Notary Public, other person as may be duly qualified to administer oath for evidence, or an agency reporter. The above taped statement will take place at the Marion County Public Defender Agency, located at 151 N. Delaware St., Suite 202, Indianapolis, Indiana, 46204. You are invited to attend and cross-examine.

Thomas Lacy

Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon the Marion County Prosecutor, by placing a copy of same in the Prosecutor's box of this Court or by delivering a copy of the same to one of his duly appointed deputies, on or before the date of filing same.

Thomas Lacy

STATE OF INDIANA)	IN THE MARION CRIMINAL COURT 9
)	
COUNTY OF MARION)	
)	CAUSE NO: 49-F09-1307-FD-044328
)	
STATE OF INDIANA)	FILED
)	80) SEP 03 2013
WILLIE HAMPHILL)	Charlet & White CLERK OF THE MARION CIRCUIT COURT

ORDER

Comes now the defendant, by counsel, and the Court having heard oral argument on August 20, 2013 now grants the defendant's motion to Retrieve Property of Defendant, Willie Hamphill, which is in the words and figures as follows:

(H.I.)

And the Court being duly advised in the premises now, GRANTS petition. IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

That the defendant may retrieve his property from 49 Jefferson Street, Indianapolis, Indiana on September 5, 2013 between the hours of 3:00 PM and 8:00 PM.

JUDGE: Marion County Superior Court

Date:

DISTRIBUTION:

Tom Lacy- Marion County Public Defender Raeanna Spahn -Marion County Prosecutor's Office STATE OF INDIANA

IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION, ROOM NO. 9

COUNTY OF MARION

FILED

STATE OF INDIANA

SEP 9 5 2013

VS.

SLERROF THE MARION CIRCUIT COURT

WILLIE HAMPHILL

CAUSE NO. 49-F09-1307-FD-044328

STATE'S NOTICE OF INTENT TO INTRODUCE 404(B) EVIDENCE

The State of Indiana, by its Deputy Prosecuting Attorney, respectfully notifies the Court as follows:

- 1. The State intends to introduce evidence that: the defendant verbally threatened the alleged victim, Donald Childs.
- a. The defendant has previously committed the same type of acts as the charged offense (please see attached police report);
- b. The defendant had motive, opportunity, intent, preparation, plan, knowledge, identity, or absence of mistake.

This evidence will be introduced to show motive, opportunity, intent, preparation, plan, knowledge, identity, or absence of mistake to commit the alleged offense and/or further the acts of the charged offense.

Respectfully submitted,

Raeanna Spann

Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing motion has been sent by U.S. Mail, first class postage paid or by placing a copy in the public defender's mailbox on the date file-stamped hereon.

Raeanna Spahn

Deputy Prosecuting Attorney

STATE OF INDIANA		IN MARION SUI	PERI COURT ISION, ROOM 9
COUNTY OF MARION		CRIMINAL DIV	ision, Room >
STATE OF INDIANA)		
Vs.)		
The State of India	SUPPLEMENTAL NOT and hereby notifies the Co	urt that it has learne	RY COMPLIANCE ed of items other than those provided and has provided defense counsel with
the following item(s):			
0	Certified Prior Convictions	s and OARs ()	
0	Certified Search Warrant		FILED
0	Certified Driving Record	(2	SEP 0 5 2013
0	Lab Analysis Results		SEP 0 5 2013
0	Certified Vehicle Registrat Video: [] Copies [] A		SLERKON THE MARRON CON VILLA
0			HINGUIT COURT
0	Photos: [] Copies [] A	available to review	
	Proof of Restitution Witness(es): Shari Other: Other:	Woodrus Report	and allen Johnson agency 130003288
		Deputy Pr	rosecuting Attorney, Court 9
	CERTIFICA	TE OF SERVICE	Ε

I hereby certify that a copy of the above and foregoing State's Notice of Supplemental Discovery was served on attorney for defendant by personal service, U.S. First Class Mail or by placing a copy in the public defender's mailbox the date of filing.

Deputy Prosecuting Attorney, Court 9

MARION CONTY COMMUNITY CORRECTIONS NOTICE F PRE-TRIAL RELEASE VIOLATION

	-
10	70
10	
V	

TO: Barbara Cook- Crawford RE: Hemphill, Willie Cause No: 49-F09-1307-FD-044328 Gallery No: 683723 Scheduled Court Date: 10/15/2013 at 1:00 July 18, 2013 was placed on pretrial release for the offense of: Intimidation / Class D Felony ✓ Indigent PAID \$0.00 \$0.00 Total Monetary Obligation: Information received indicates that the defendant has violated conditions of pre-trial release as follows: Willie Hemphill: 1. on or about 9/5/2013, the defendant submitted a positive MEMS 3000 alcohol monitoring test at 8:01 PM with a blood alcohol level of .1240. 2. on or about 9/5/2013, the defendant submitted a positive MEMS 3000 alcohol monitoring test at 8:10 PM with a blood alcohol level of .1360. 3. on or about 9/5/2013, the defendant submitted a positive MEMS 3000 alcohol monitoring test at 8:20 PM with a blood alcohol level of .1270. 4. on or about 9/5/2013, the defendant submitted a positive MEMS 3000 alcohol monitoring test at 8:30 PM with a blood alcohol level of .1100. 5. on or about 9/5/2013, the defendant submitted a positive MEMS 3000 alcohol monitoring test at 9:07 PM with a blood alcohol level of .0860. 6. on or about 9/5/2013, the defendant failed to submit a MEMS 3000 alcohol monitoring test at 9:20 PM. 7. failed to submit a baseline urine drug screen. ADDITIONAL INFORMATION: This is the third Pre-Trial Notice of Community Corrections Violation filed under this cause number. At a Pre-Trial Conference held on 8/20/2013, the defendant was found indigent and removed from Home Detention and placed on GPS only with a MEMS 3000 alcohol monitoring system. At a Community Corrections hearing on 8/30/201 defendant was released on own recognizance. A final Pre-Trial Conference is scheduled for 19/15/2013. PETITION FOR COURT ACTION ✓ Warrant is requested. Order to Appear is Requested No Hearing scheduled at this time. As of today's date, defendant is in Custody. Other I HEREBY AFFIRM UNDER THE PENALTIES FOR PERJURY, THAT THE FOREGOING ALLEGATIONS ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF. Date: September 06, 2013 The Court being duly advised now orders: Warrant be issued. Bond Amount:

DATE:

Order to Appear

APC May Handle

No Hearing scheduled at this time.

Hearing Date/Time: (

Court remands defendant into custody on this case.

Other

ROOM

JSAR504C

NOTICE OF BOND SET SUPERIOR CRIMINAL COURT 09/11/13 16:42:13

CASE ID 13044328 COURT F09

GALLERY# 000000683723 NAME HAMPHILL WILLIE

PREVIOUS BOND: \$

NB HOLD WITHOUT BOND

SATISFIED:

09/11/13 14:30:00

SURETY

ADDRESS

BONDSMAN AGENCY ADDRESS

CURRENT BOND: \$500.00 CS CASH BOND

SPECIAL CONDITIONS:

NONE

STATE OF INDIANA
) SS:

COUNTY OF MARION)

STATE OF INDIANA

VS.

CAUSE NO. 13044328

SFP 112013

CLEGARION SUPERIOR COURT CRIMINAL DIVISION. ROOM F11

CAUSE NO. 102

SFP 112013

ADVISEMENT OF RIGHTS ON PROBATION, COMMUNITY CORRECTIONS, ELECTRONIC MONITORING, OR HOCCS VIOLATION

A NOTICE OF PROBATION VIOLATION OR A COMMUNITY CORRECTIONS, ELECTRONIC MONITORING, OR HOCCS VIOLATION HAS BEEN FILED AGAINST YOU

You have been given written notice of the violation(s) that have been filed against you.

- 2. You have the following rights when you are alleged to have violated the terms of your probation or your Community Corrections, Electronic Monitoring or HOCCS commitment.
 - a. You have the right to have a contested hearing on the alleged violation(s). At the contested hearing you have the right: 1) to confront and cross-examine the State's witness(es); 2) to use the court's subpoena power to order your own witness(es) to come to court and present evidence on your behalf; 3) to not be required to testify against yourself; and, 4) if you choose to remain silent, your silence cannot be held against you.
 - b. At a contested hearing, if the State proves by a preponderance of the evidence that you committed one or more of the alleged violations, the Court can find you in violation of your probation, or your Community Corrections, Electronic Monitoring, or HOCCS commitment.
 - c. If you are found in violation of your probation or your Community Corrections, Electronic Monitoring, or HOCCS commitment, the Court can impose sanctions which can range all the way from the most lenient sanction of terminating your probation or Community Corrections, Electronic Monitoring, or HOCCS commitment, which means your sentence ends immediately, all the way up to the harshest sanction of revoking your probation or your Community Corrections, Electronic Monitoring, or HOCCS commitment and ordering you to serve part or all of your sentence in the Marion County Jail or the Indiana Department of Corrections, whichever is appropriate. The Judge could also decide to allow you to continue on probation, Community Corrections, Electronic Monitoring, or HOCCS, and in that case, the Judge may add new terms and conditions to your probation and/or your Community Corrections, Electronic Monitoring, or HOCCS commitment.
 - d. You also have the right to have an attorney represent you in this proceeding. You may hire an attorney of your choosing or, if you cannot afford to hire your own attorney, the court can appoint an attorney to represent you at no cost to you.

I HAVE READ THESE RIGHTS AND I UNDERSTAND THEM.

DATE: 9-11-13

Mully Joughnell SIGNATURE OF DEFENDANT

MARION COUNTY COMMUNITY CORRECTIONS NOTICE OF PRE-TRIAL RELEASE VIOLATION

TO:

Barbara Cook- Crawford

RE:

Hemphill, Willie

Cause No:

49-F09-1307-FD-044328

Gallery No: 683723

Scheduled Court Date: 10/15/13 at 1:00pm On

July 18, 2013

was placed on pretrial release for the

offense of:

Intimidation / Class D Felony

Total Monetary Obligation:

\$0.00

PAID

\$0.00

✓ Indigent

Information received indicates that the defendant has violated conditions of pre-trial release as follows:

Willie Hemphill:

1. on 9/11/13 at 3:32am, a Strap Tamper and Body Tamper alerts were generated indicating that the defendant's anklet may have been removed from his person.

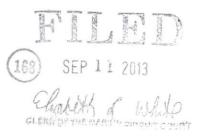
2. on 9/11/13, failed to properly maintain his GPS Equipment.

3. failed to maintain contact with Community Corrections.

ADDITIONAL INFORMATION:

This is the fourth Pre-Trial Notice of Community Corrections Violation filed under this cause number. At Hearing on 8/30/13, the defendant was returned to Community Corrections for monitoring. A Pre-Trial Conference is set for 10/15/13 at 1:00pm in F09 and a Jury Trial is set for 10/23/13 and 10/24/13 at 8:30am in F09.

On 9/11/13, Community Supervision Manager Robert Wright was unable to make contact with the defendant at the numbers provided. At this time, the defendant's current whereabouts are unknown.



PETITION FOR COURT ACTION

✓ Warrant is requested.	\Box Order to Appear is Requested	☐ No Hearing	\square No Hearing scheduled at this time.	
As of today's date, defenda	nt is in Custody. Other			
I HEREBY AFFIRM UNDER THE PENALTIES KNOWLEDGE AND BELIEF.	FOR PERJURY, THAT THE FOREGOING ALLEGATION	ONS ARE TRUE TO THE BE	EST OF MY	
Date: September 11, 2013	CSM //s Robert Wright Robert Wright	Reviewed by:	Joseph Elliot Payne	
The Court being duly advised Warrant be issued. Bond	now orders:			
Order to Appear Hear	ing Date/Time:	CT: 09	ROOM	
No Hearing scheduled at t	his time.			
Court remands defendar	nt into custody on this case.	A 50		
DATE: 9-11-2013		Judge of Colmina Clerk of the C		

Wednesday, September 11, 2013

ON-CALL Phone Number: (317) 650-3928

Page 1 of 2

PRETRIAL VIOLATION (CONTINUED)

RE: Hemphill, Willie

Cause No: 49-F09-1307-FD-044328

STATE OF INDIANA) IN THE MARION SUPERIOR COURT
) CRIMINAL DIVISION, ROOM 9
COUNTY OF MARION) CASE NO 13044328
STATE OF INDIANA	SEP 2 0 2013
VS. WILLIE HEMPHILL	CLERK OF THE MARION CIRCUIT COURT

MOTION TO VACATE JURY TRIAL AND FINAL PRE TRIAL AND SET FOR GUILTY PLEA HEARING

Comes now the defendant, Willie Hemphill, by counsel, Thomas Lacy, and files this Motion. In support of said motion would respectfully show the court as follows:

- 1) The defendant is scheduled for Fast and Speedy Jury Trial on October 23 and October 24, 2013 with a final pre-trial conference scheduled for October 15, 2013 at 9:00 am.
- 2) A time-served misdemeanor plea agreement has been reached resolving this matter. (see original plea attached).
- 3) Counsel requests that this matter be set for a guilty plea hearing on September 24, 2013 as client is in the custody of the Marion County Sherriff's Department.
- 4) Deputy Prosecutor, Raeanna Spahn, was contacted regarding this request for setting this matter for guilty plea hearing and does not object..
- 5) Counsel waives a presentence report as the plea is for a time-served misdemeanor plea.

Wherefore, counsel for the Defendant prays for an Order setting this matter for a Guilty Plea Hearing and for all other relief proper in the premises.

Respectfully submitted,

Thomas K. Lacy Atty. No. 24453-53

Thomas Lacy, Deputy Public Defender 151 N. Delaware Street, Suite 200 Indianapolis, IN 46204 Ph: (317)327-4472

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served on the Marion County Deputy Prosecutor by placing a copy of same in his/her duly appointed mailbox in Court F-09 or via e-mail this **20** day of September, 2013.

Thomas K. Lacy

STATE OF INDIANA) IN THE MARION SUPERIOR COURT) CRIMINAL DIVISION, ROOM 9			
COUNTY OF MARION) CASE NO. 13044328			
STATE OF INDIANA	SEP 2-3 2013			
VS. WILLIE HEMPHILL	CLERK OF THE MARION CIRCUIT COURT			
ORDER				
The Defendant having sub	emitted a motion to the court in the following words and			
figures:	(H.I.),			
And the court having consid	lered this motion, ORDERS that the Motion is:			
Granted/Denied.				
Guilty Plea Hearing Date: Scot	CM Der 24th, 2013, at 8:30 (AM) PM.			
So ORDERED this 23 day of	Septembel, 2013.			
	The Honorable Barbara Crawford JUDGE, SUPERIOR COURT 9			
Distribution: MCPDA/Thomas Lacy State of Indiana/Raeanna Spahn				

To: Thomas LACY; Attorney

I Willie Hemphill; Can not plead Guilty to tespassing in two different areas at the same time, Reason being I didn't . I would like to settle this Case; But the most I am guilty at tox an Arguement is Disturbing the Peace or Jany Wolking. If we can reach a deal on one of the Above I would be Willing to also maintain the current No-Contact order for 1-year. The State has to realize they asking A lot of me; Just to they and Protect A Convicted murderer and a Man whom Lifed on A Police Report to take away my Freedom.

Signed Willie Sleughill Dated 9-24-13

	2 som	₽ <
	STATE OF INDIANA MARION COUNTY, SS:	IN THE MARION UPERIOR COURT CRIMINAL DIVISION
Mi	THE STATE OF INDIANA vs. Vs. RACE: B SEX: M DOB: 9 6 9 10 9 10 9 10 9 10 10	INFORMATION COUNT Z TRESPASS CLASS A MISDEMEANOR I.C. 35-43-2-2(a)(1)(2)(4)(5) FILED 152 SEP 2 4 2013 File Stamp Chailled the Remarks of perjury that: in Marion County, State of Indiana, the
	following named defendant Wille Ho	mphil , did knowingly or
	intentionally:	the first of the f
	other person, said defendant not having refuse to leave the real property of another person, after having been ask	f said other person. , another person, on
	State's Witnesses:	Approved Deputy Prosecuting Attorney Nineteenth Judicial Circuit
•	Revised: 7/1/12	·

STATE OF INDIANA)	IN THE MAKION SUPERIOR COURT
COUNTY OF MARION) SS:)	CRIMINAL DIVISION, ROOM 9
STATE OF INDIANA)	
V		Cause No. 130 44328
I'llia Hamph	1//)	
Nillie Hamph	MOTION TO DIS	SMISS TIT TIP
	na moves the Court:	FILED
The State of Indian	ia moves the court.	(226) SEP 2 4 2013
[to dismiss all counts in the	above-captioned case]	21 2013
Count	nunts in the above-captioned case]: CLERK OF THE MARION CIRCUIT COURT
for the following re	easons:	
<u>Code</u>	Charge	
01	Evidentiary Problems	
02	Essential Police Witness Not Pres	sent
03	Essential Civilian Witness Not Pr	resent
04	Plea Agreement	
05	Diversion	
06	State Declines Prosecution	
07	Restitution Made To Victim	
16	Good Defense	
31	Unable To Locate Essential Witn	ess
65	Defendant Deceased	
67	Victim Reants	D. 1.
<u>+ 1 </u>	Other:	
9/24/13		
Date		Deputy Prosecuting Attorney
The Court having motion.	examined said Motion To Dismis	ss, and being duly advised, now sustains said
9-24-20		Larvala COER Yawilled
Date		Judge, Marion Superior Court Criminal Division, Room 9

	STATE OF INDIANA)	IN THE MARION SUPEL COURT		
	COUNTY OF MARION)	CRIMINAL DIVISION, ROUM		
	STATE OF INDIANA)	CAUSE NO. 13044328 Charge(s) CRIMINAL TRESPASS/MA (Count 2)		
U	lillie Hamphill)			
	ADVISE	MENT A	ND WAIVER OF RIGHTS		
	Before the Court may accept a GUILTY PLEA You must read this document carefully.	ı, you mu	ast be informed of certain facts and certain RIGHTS that you have.		
	1. You have been charged with Criminal Trespass, a Cla				
	2. The maximum penalty for a Class A Misdemeanor is $W + 3$. The minimum penalty for any Misdemeanor is 0 days	s in jail and \$	50.00; however, court costs must be paid. Additionally, you may be placed on probation		
	for up to one year.		art may impose the penalties concurrently, i.e., together, or consecutively, i.e., one after the		
	other.	tod or release	ed on bond on your own recognizance, for another offense at the time you committed this		
		ect upon your	r probation, parole, or incarceration status, and any sentence that you may receive for this		
	N 6. If you have a prior history of juvenile or criminal offer	enses, that fac	ct alone may cause you to receive a harsher penalty than you would otherwise receive.		
	7. You have the right to be represented by an attorney.	If you cannot	t afford an attorney, the Court will appoint an attorney for you. You have the our attorney prepare your case and subpoena witnesses. If you choose to proceed		
	without an attorney, you will be giving up these righ	its.	ar ar		
	the right to require that the State prove you guilty be	the right to s	subpoena witnesses at no cost; the right to confront and cross examine witnesses against you; nable doubt at a trial at which you do not have to testify, but in which you may testify if you		
	wish; if you choose to remain silent, that silence cann	not be used ag	gainst you; and the right to appeal any decision made by the Judge. By pleading guilty you will		
	give up and waive each and every one of these right		o promises, threats or force have been used to make you plead guilty.		
	10. If you and the State have entered into a plea agreen	nent on your	case, and the Judge accepts your guilty plea, the Judge must follow the plea agreement and		
	cannot alter the terms. If the Court rejects the plea,		ights are restored to you. ffidavit and Information filed in this case and the facts contained in it are true and constitute a		
	factual basis for your plea.				
	12. The Defendant affirms that if he/she is not a citizer deportation, denial of re-entry, prohibition of citizer		ed States, he/she wishes to enter a guilty plea even if a conviction in this case results in of any future immigration benefit. (44).		
	13. Defendant hereby waives the right to appeal any sent	tence impose	d by the Court, including the right to seek appellate review of the sentence pursuant to Indiana		
	Appellate Rule 7(B), so long as the Court sentences	ne defendant	t within the terms of this pica agreement by 17.		
	PLEA TERMS: Total Sentence = 365 days		Days on Probation		
	Jail credit days = 37+27=54		All Standard Conditions and Fees of Probation Probation will terminate upon completion		
	Days Suspended = 311 Additional Jail days =		Probation will become non-reporting upon completion of all terms and		
	Community Service Work O hours		payment of all fees. Non-Reporting Probation		
	Community Service Work hours (At a non-profit organization)		Tron-reporting Production		
161	[X] Fines and Costs to discretion of the Court.				
	\$ Fine with \$166.00 Costs for a	total of \$			
	[] Restitution in the amount of \$pa				
	THIS IS A PRE-TRIAL PLEA AGREEMENT THAT	T EXPIRES	40/11/13.		
	Stay Away from No Contact with:		e not completed diarapous, IN		
	Additional Terms: State will dism	222	SUNT-1		
	I HEREBY CERTIFY THAT I HAVE READ THE ABOVE STATEMENTS, UNDERSTAND EACH ONE, AND WISH TO WAIVE AND HEREBY DO WAIVE				
	EACHAND EVERY RIGHT CONTAINED IN THOSE PAR	AGRAPHS.	FURTHER, I ACCEPT THIS PLEA AGREEMENT. 1 JULIUS Hophell 9-20-2013		
(Demon Prosecuting Attorney Defendant's Atto	W X	Defendant Date		
	Deputy Prosecuting Attorney Defendant's Atto	nily			

: |

STATE OF INDIANA)	IN THE SUPERIOR COURT
COUNTY OF MARION)	CRIMINAL DIVISION MARION COUNTY, ROOM NO. 9
	CAUSE NO. 13044328
STATE OF INDIANA.)	FILED
vs.	(152) SEP 2 4 2013
VIII Hemphill	CLERK OF THE MARION CIRCUIT COURT
BON	D REFUND ORDER
The Defendant in the a	bove mentioned cause number had a bond
posted under payment number	
There is a refund accessible in	the amount of \$ 495
•	art is hereby directed to apply bond money to
the following if the defendant	is convicted:
1. \$	Court fines and costs.
2. \$	Probation Fines, Costs and User fees.
3. \$	Supplemental Public Defender Fund
4. \$	Surety
5. \$	Other (please specify)
ORDERED this 44	day of, 2013
	Barlara L. Cash Clasoford

BARBARA COOK-CRAWFORD, JUDGE MARION SUPERIOR COURT CRIMINAL DIVISION RM 9

STATE OF INDIANA		MARION SUPER	JOR RT ROOM NO <u>FO</u>
COUNTY OF MARION)SS: CAUSE	NO	
state of Indiana vs. Willic Honiphill	,	OF JUDGMENT	FILED 20 ° SEP 2 4 2013
The Defendant,(age); Having been advised of his right CALLING SPAN	in person and by counselto counsel, knowingly and vo	MOMAS	CLERKOF THE MARION CIRCUIT COURT aid right); and the State by its Deputy Prosecutor
cross-examine witnesses against reasonable doubt at a trial in whit Judge. THE COURT FURTHER For possibility of increased sentence the Court does not have to accept bound by the agreement. THE COURT FURTHER For voluntarily waived each of those	endant was advised of his right him; the right to subpoena witch he does not have to testify; INDS that the Defendant was because of the Defendant's pet any plea agreement tendered INDS that the Defendant under rights and that the Defendant to Defendant read, understood	nt to a public and s tnesses, the right to and the defendant advised of the ma- rior convictions; the t; but, if the Court erstood each of the understands the na and signed a writte	
THE DEFENDANT HAVING	BEEN FOUND GUILTY	□ BY COURT	□ BY JURY
THE COURT ENTERS A JUL			
Count 2 Criminal	TrospassIMA	Class A	, B, C, D (Felony) (Misd.)
Count		Class A	, B, C, D (Felony) (Misd.)
Count		Class A	, B, C, D (Felony) (Misd.)
crime(s) committed; the risk that condition of the person. The Court, (having heard evidence no aggravating or mitigating circular conditions)	the Defendant will commit as ce) (after offering both sides a umstances; (B) That these are	nother crime; and the opportunity to a the (aggravating)	
□ G217			
	D, ADJUDGED, AND DEC	CREED THAT TI	HE DEFENDANT BE SENTENCED;

OVER #

₩X000: •>		
As to Count 2,	Imposed 305 d y; Suspended 3	d) (d) v: Executed 5 d) v
As to count_= _,	Sentence to run (concurrent) (consecutive	e) to count
	Probation for D/V: Probation to	run (concu <u>r</u> rent) (<u>c</u> onsecutive) to count
	Fine of \$.	ran (concarron) (conscount ve) to count
	The or \$	
Ag to Count	Imposed d/v: Suspended	d/y; Executedd/y
As to Count,		
	Sentence to run (concurrent) (consecutive	
		run (concurrent) (consecutive) to count
	Fine of \$	
As to Count,		d/y; Executedd/y
	Sentence to run (concurrent) (consecutive	e) to count;
	Probation for D / Y; Probation to	run (concurrent) (consecutive) to count
	Fine of \$	•
	-	
Case sentence to run (concu	rent) (consecutive) to cause	
		- 4
56171 Commitment order	ed to (MCJ) (DOC) (CCJ) (HOC). The Defer	ndant is entitled to days credit for time
G1/1 Communent order	ed to (MC3)(DOC) (CC3) (110C). The Boto	days credit for time
spent in confinement before	semeneng.	_
Sentence to be served interm	nittently as follows:; and total case fi	500
		ines of \$
☐ Fines and Costs suspende		
Fines and costs stayed un	til /2/2//3	
·	y	
n G172 Defendant placed of	n probationD / Y total all counts;	
G174 Level II Probation		see ORDER
	e paid through Probation Department:	
G C175 Defendant's drivers	? license is suspended fordays; with _	day's credit
	d to attend Defensive Driving School.	uuy o oroun.
□ G176 180 days restricted		
D177 Sentencing Comme		
1)1// Sentencins Camana		
-		
		
G217 Free Text: Box	and had our of the Ca.	tournell 1
	05-t5 DO	TOWWW W
ferls & C	0575 0	
	·	
7100 7 6 1 1 1 1	16 44 6 22	
D490 Defendant, shall se	elf report to facility upon release.	
		•
□ D491 Defendant, to be re	leased to Community Correction Center Staff	
	MONETARY OBLIGATI	
Unless otherwise ordered by the tri	al Judge in the space provided below, pursuant to the star	nding order of the Marion Superior Court, the minimum fee allowe paid in a satisfactory manner as determined by probation, such fee
maybe referred for collection to the	e City Office of Corporation Counsel. A collection fee w	ill be added. If a Conditional Release Fee was assessed prior to
sentencing, any remaining balance	due will be collected as a condition of probation by the F	Probation Department.
You are hereby assessed the follo	wing fees (if no box is checked any fee that applies to	your case will be assessed at intake):
- 4DS Fee	□ Countermeasure Fee	□ Child Abuse Fee
☐ ADS Fee ☐ Probation User Fees	□ Drug Interdiction Fee	□ Safe School Fee
Urine Drug Screen Fees	□ Court Costs	□ Fines
Public Defender Fee	□ Domestic Violence Fee	
Restitution Order:		
Destatant	•	
Recipient	<u></u>	
Recipient		
Recipient		
		1 1 10. 4 Don aland
4124113		Barlera h. Clar Churge
Date		Larlare h. Carl Clausford
		vaabo ,

C.O. 06-001

January 31, 2012

Signature of Clerk

THIS do DAY OF SAFEMBER, 20 [3.

FILED

(226

SEP 2 6 2013

CLERK OF THE MARION CIRCUIT COURT

JUSTIS Justice Information System of Indianapolis/Marion County JUSTIS

FINE PAYMENT

SCW8211 October 9, 2013 10:45 SCA7 JSCX012D

Cause 49 F09 1307 FD 044328

Stay Fine Date

Gallery 000000683723

Name HAMPHILL, WILLIE

Charge Description	Assessed	Received	Balance
COURT COSTS	168.00	0.00	168.00
SUPPLEMENTAL PUBLIC DEFENDER FEE	50.00	0.00	50.00
CRIMINAL TRESPASS/MA	50.00	0.00	50.00
GRAND TOTALS	268.00	0.00	268.00

MIS003I END OF DISPLAY LIST

PF3=Pmt Hist. PF5=Cancel PF6=Top PF7=Backward PF8=Forward ENTER=Continue





Media Summary Report 8620 East 21st Street Indianapolis, IN 46219

Phone: (317) 899 - 8577 Fax: (317) 899 - 8299

Indianapolis District

ORI	County	Venue	Report #
INISP5200	HAMILTON	FISHERS	14ISPC004336

Report Date / Time05/26/2014 00:21 Hrs

Occurrence Date / Time
05/25/2014 22:15 Hrs

ence Date / Time File Class

(US/Eastern) (US/Eastern)

Nature of Incident: Incidents Against Society,Incidents Involving

Drugs, Incidents Involving Weapons

Supplements: Approved Report (5)

Summary: The suspect was stopped for a traffic violation and found to be in possession of marijuana.

Incident Location

Address: 5.5 mm North I 69

City: Fishers County: HAMILTON State: Indiana

ZIP: 46038 **Country:** United States of America

Township of Occurrence: DELAWARE **Comments:** 5.5 MM I 69 NB,FISHERS

Incident Offenses

Supp # Offense Status Status Date

2 35-48-4-11A - Controlled Substance- Possess CLEARED BY ARREST- 06/01/2014 22:15 Hrs

Marijuana/Hashish/Salvia- Misdemeanor ADULT

Attempted / Completed: Completed

Supp # Offense Status Status Date

0 35-48-4-10B - Controlled Substance- Dealing CLEARED BY ARREST- 05/25/2014 22:18 Hrs

Marijuana/Hashish/Salvia- Felony ADULT

Attempted / Completed: Completed

Supp # Offense Status Status Date

0 35-47-2-1 - Weapon/Instrument Of Violence- Possess CLEARED BY ARREST- 05/25/2014 22:18 Hrs

Handgun Without License :A ADULT

Attempted / Completed: Completed

Supp # Offense Status Status Date

0 9-30-5-1 - Motor Vehicle- Operating A Vehicle While CLEARED BY ARREST- 05/25/2014 22:18 Hrs

Intoxicated :C ADULT

Attempted / Completed: Completed

Report Run On: MONDAY MARCH 5, 2018 09:17:00 AM By: CF Page 1 of 2

14ISPC004336 - Indianapolis District - ISP (ISP)

CLEARED BY ARREST- 05/25/2014 22:18 Hrs

Supp # Offense

Status

Status Date

0 9-30-5-2 - Motor Vehicle- Operating A Vehicle While

to 'sate I Federal and A

ADULT

Intoxicated- Endangerment :A

Attempted / Completed: Completed

Office	1.63.66
CHICARS	Involved

Role	Name	Agency	Supp #	
Assisting	TROOPER C. BERFIELD (#ISP7865)	Indianapolis District	0	
Reporting	PROBATIONARY TROOPER J. VELA- BRAXTON (#ISP8525)	Indianapolis District	0,2,3,4	
Reporting	SERGEANT S. O'KEEFE (#ISP6061)	Indianapolis District	5	

Incident People

Arrestee, Driver, Suspect / Offender Supp # 0

Name: HEMPHILL, WILLIE J (Primary Title: Date of Birth: 09/10/1971

Name)



05/26/2014

Race: Black or African American Sex: M Age at Occurrence: 42 Years Old

DL #: 0880739019 (Indiana)

Address: 3763 Broadway Street Apartment #3 INDIANAPOLIS, IN 46205 (Date of Info: 05/26/2014)

Physical Description: Hgt: 510 Wgt: 185 Date of Info: 05/26/2014

Hair: Black AfroLength: ShortSkin: BlackBuild: SlightEyes: BrownFacial Hair: Goatee

Incident Organizations

Victim Society

Address: 200 Washington Street **Lat/Long:** 39.768060/-86.162719

Indianapolis Indiana 46204

By: CF



Booking Card

Hemphill, Willie J



05/26/2014 10:14

acarey



Hamilton County Jail ORI Number: IN0290005

\$15000.00/\$7500.00

\$15000,00 - Inclusive/ \$7500,00 - Inclusive

\$15000.00 - Inclusive/ \$7500.00 - Inclusive

\$15000.00 - Inclusive/

\$7500.00 - Inclusive



Booking #:

2014-00003240

Booking Date/Time:

05/26/2014 02:52

Jacket#:

116347

BLK

Inmate #:

BRO

116347

Address:

3763 BROADWAY ST APT3

Indianapolis, IN 46205

Phone #: SSN:

Hair Color:

DOB: Age: Eyes: Race:

Bond/Bail Set Date: 05/26/2014 13:22

Bond/Bail Set Date: 05/26/2014 13:22

Bond/Bail Set Date: 05/26/2014 13:22

Bond/Bail Set Date: 05/26/2014 13:22

Carry Handgun Without License

Black

Male Sex:

Height: 5ft 10in

Weight: 185.0

Prisoner Type:

Initial Hearing

HCJ

Incarceration Reason: Arrest

Pod/Block: *Holding Tanks

Warrant Number:

Case Tracking #:

Bond Post Date:

Warrant Number:

Case Tracking #:

Bond Post Date:

Warrant Number:

Case Tracking #:

Bond Post Date:

Warrant Number:

Case Tracking #:

Bond Post Date:

Cell: HT3

OWI (Stop For Reason Other Than Erratic Driving)

OWI (Stop For Reason Other Than Erratic Driving)

Bed: HT3-06

Court Date/Time:

Docket Number:

Bond Post Amt:

Court Date/Time:

Docket Number:

Bond Post Amt:

Court Date/Time:

Docket Number:

Bond Post Amt:

Court Date/Time:

Docket Number:

Bond Post Amt:

Court Date/Time:

Docket Number:

Bond/Bail Set Amt:

Bond/Bail Set Amt:

Bond/Bail Set Amt:

Bond/Bail Set Amt:

Charge:

Facility:

State

9-30-5-2(A) 21 Offense/Charge Date:

05/26/2014 03:02

05/26/2014 03:02

Cash or Surety

05/26/2014 03:02

05/26/2014 03:02

9-30-5-2(A)

35-47-2-1

35-48-4-11

35-48-4-10

Case Tracking ORI: Bond/Bail Set Type: Cash or Surety

Bond Posted By:

Severest:

No

Charge:

State

Offense/Charge Date:

Case Tracking ORI:

Bond/Bail Set Type:

Cash or Surety

Bond Posted By: Nο Severest:

Charge:

State

Offense/Charge Date:

Case Tracking ORI:

Bond/Bail Set Type:

Bond Posted By:

Severest: No

Charge:

State

Offense/Charge Date:

Case Tracking ORI:

Bond/Bail Set Type:

Cash or Surety

Bond Posted By: Severest:

Charge:

Offense/Charge Date: Case Tracking ORI:

Bond/Bail Set Type:

05/26/2014 03:02

Cash or Surety

Bond Post Date:

Warrant Number: Case Tracking #:

Bond/Bail Set Date: 05/26/2014 13:22

Dealing Marijuana, Hash Oil, Hashish

Possession of Marijuana, Hash Oil, Hashish

Bond/Bail Set Amt: **Bond Post Amt:**

\$15000.00 - Inclusive/ \$7500.00 - Inclusive

Bond Posted By:

Severest:

No

Nο

Page; 1 of 2

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

State of Indiana v. Willie James Hemphill

Case Number	29D06-1405-FD-004134
Court	Hamilton Superior Court 6
Туре	FD - Class D Felony
Filed	05/27/2014
Status	01/09/2015 , Decided

Parties to the Case

Defendant Hemphill, Willie James

Description Male, Black, 5' 10", 190 lbs.

Address 501 W MAIN ST

Plainfield, IN 46168

Other Agency Numbers

000000683723 Indianapolis Metropolitan Police

State State of Indiana

Plaintiff

Attorney John Jesse Emerson

#2854849

One Hamilton Square

Suit134

Noblesville, IN 46060 317-774-2553(W)

Charges

01 05/25/2014 35-48-4-11(1)/FD: Poss. of Hash Oil/Marijuana/Hashish/Salvia/Synthetic Drug (Amounts or Prior)

Statute 35-48-4-11(1)

Degree FD

02 05/25/2014 35-48-4-10(a)(1)/FD: Dealing In Marijuana, Hash Oil, Or Hashish, Salvia, Synthetic Drug

Statute 35-48-4-10(a)(1)

Degree FD

03 05/25/2014 35-47-2-1/MA: Carrying a Handgun Without a License

Statute 35-47-2-1 Degree MA

Chronological Case Summary

05/27/2014 Case Opened as a New Filing

05/27/2014 Information Filed

File Stamp: 05/27/2014

05/27/2014 Initial Hearing

Session: 05/27/2014 1:15 PM, Judicial Officer: Najjar, David K - Maj

Result: Commenced and concluded

05/27/2014 Hearing Scheduling Activity

Initial Hearing scheduled for 05/27/2014 at 1:15 PM.

05/28/2014 Hearing Scheduling Activity

Pretrial Conference scheduled for 07/17/2014 at 3:30 PM.

05/28/2014 Hearing Scheduling Activity

Final PreTrial Conference scheduled for 09/11/2014 at 2:30 PM.

05/28/2014 Hearing Scheduling Activity

Jury Trial scheduled for 09/30/2014 at 8:30 AM.

05/29/2014 Appearance Filed

Attorney: Emerson, John Jesse
For Party: State of Indiana
File Stamp: 05/17/2014

05/29/2014 Order on Initial Hearing

Deft appears on video submits phone #317-657-7393 & 317-653-1936; address: 1533 Olney St., Indianapolis, IN 46218. Deft requests pauper counsel, Court appoints Jillian Keating. Deft's Bail set at \$5,000. First pretrial, Final Pretrial, and Jury trial set in open court. Deft remanded to custody of HCS

Judicial Officer: Najjar, David K Order Signed: 05/27/2014

05/29/2014 Indigent Counsel Appointed at County Expense

Judicial Officer: Najjar, David K

05/29/2014 Appearance Filed

Pursuant to LR-29-CR00-307, Discovery Ordered.

Judicial Officer: Najjar, David K
Attorney: Keating, Jillian C
For Party: Hemphill, Willie James

File Stamp: 05/29/2014

05/30/2014 Bond Form Filed

Posted on 5/29/14.

Filed By: Gooch, Monica File Stamp: 05/30/2014

07/17/2014 Pretrial Conference

Session: 07/17/2014 3:30 PM, Judicial Officer: Bardach, Gail Z.

Result: Commenced and concluded

07/18/2014 Order on Pretrial Conference

Formal: Final Pretrial and Jury trial confirmed in open court. Deft submits phone #317-406-1040.

Judicial Officer: Bardach, Gail Z. Order Signed: 07/17/2014

09/11/2014 Final PreTrial Conference

Session: 09/11/2014 2:30 PM, Judicial Officer: Bardach, Gail Z.

Result: Commenced and concluded

09/11/2014 Hearing Scheduling Activity

Jury Trial originally scheduled on 09/30/2014 at 8:30 AM was rescheduled to 12/02/2014 at 8:30 AM. Reason: By

Request.

09/11/2014 Hearing Scheduling Activity

Final PreTrial Conference scheduled for 11/13/2014 at 2:30 PM.

09/12/2014 Order on Pretrial Conference

Final: Deft moves for continuance of final pretrial and jury trial; state does not object, granted. Final Pretrial and Jury

trial reset in open court.

Order Signed: 09/11/2014

11/12/2014 Motion to Suppress Filed

Order submitted. stc nf

Filed By: Keating, Jillian C File Stamp: 11/12/2014

11/13/2014 Final PreTrial Conference

Session: 11/13/2014 2:30 PM, Judicial Officer: Bardach, Gail Z.

Result: Commenced and concluded

11/14/2014 Hearing Scheduling Activity

Hearing on Motion to Suppress scheduled for 01/09/2015 at 1:30 PM.

11/14/2014 Hearing Scheduling Activity

Jury Trial scheduled for 12/02/2014 at 8:30 AM was cancelled. Reason: Judicial Action.

11/14/2014 Order on Pretrial Conference

Final: Suppression hearing set and Jury trial vacated in open court.

Judicial Officer: Bardach, Gail Z. Order Signed: 11/13/2014

11/14/2014 Order Set for Hearing

on Deft's Motion to Suppress.

Judicial Officer: Bardach, Gail Z. Order Signed: 11/13/2014

12/02/2014 CANCELED Jury Trial

Reason: Judicial Action

 Session:
 09/30/2014 8:30 AM, Rescheduled

 Session:
 12/02/2014 8:30 AM, Cancelled

01/09/2015 CANCELED Hearing on Motion to Suppress

Reason: Dismissal / Judgment

Session: 01/09/2015 1:30 PM, Cancelled

01/09/2015 Hearing Scheduling Activity

Hearing on Motion to Suppress scheduled for 01/09/2015 at 1:30 PM was cancelled. Reason: Dismissal / Judgment.

3 of 4 5/29/18, 12:39 AM

01/09/2015 Motion to Dismiss Filed

Filed By: State of Indiana File Stamp: 01/09/2015

01/09/2015 Order Granting Motion to Dismiss

Bonds Released.

Judicial Officer: Bardach, Gail Z. Order Signed: 01/09/2015

01/09/2015 **Judgment**

Bardach, Gail Z.

- 01. 35-48-4-11(1)/FD: Poss. of Hash Oil/Marijuana/Hashish/Salvia/Synthetic Drug (Amounts or Prior)
 - Dismissed
- 02. 35-48-4-10(a)(1)/FD: Dealing In Marijuana, Hash Oil, Or Hashish, Salvia, Synthetic Drug
 - Dismissed
- 03. 35-47-2-1/MA: Carrying a Handgun Without a License
 - Dismissed

01/13/2015 Bond Released

Notice to bondsman. cw

Party: Gooch, Monica

02/08/2017 Case File Destroyed

pursuant to Administrative Rule 7.

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

4 of 4 5/29/18, 12:39 AM

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT *FOR PUBLIC RELEASE*

CASE REPORT: DP150042918-0000

INCIDENT TYPE: FIREARMS INVESTIGATIONS | CARRYING W/O LICENSE AND SVF,

RETENTION-LAIRD LAW, PROHIBITED PROPERTY, DANGEROUS POSS. OF FIREARM/NARCOTICS INVESTIGATION | NARCOTICS, PRESCRIPTION FRAUD,

MAINTAINING-VISITING COMMON NUISANCE

LOCATION:

DISTRICT: MNE BEAT: NE20 OCCURRED: 4/23/2015 AT 00:13 REPORTED: 4/23/2015 AT 01:14

INCIDENT OFFENSE 1: 35-48-I: CONTROLLED SUBSTANCE- DEALING MARIJUANA

WEAPON USED:

INCIDENT OFFENSE 2: 35-47-2-B: WEAPONS-POSSESSION FIREARM

WEAPON USED: FIREARM (TYPE NOT KNOWN)

INCIDENT OFFENSE 3: 35-42-2-F: CRIMINAL RECKLESSNESS

WEAPON USED:

INCIDENT OFFENSE 4: 35-48-J: CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION

MARIJUANA WEAPON USED:

PERSON: 1

INVOLVEMENT: COMPLAINANT/WITNESS

NAME:

RACE: B SEX: F DOB: AGE: 28

SSN:

HGT: 502 WGT: 180 HAIR: BRO EYES: BRO

ID(MG): ID(MG): ID(OLN):

ADDRESS(RESIDENCE): CITY: STATE: IN ZIP: 46201 ADDRESS(RESIDENCE): CITY: STATE: IN ZIP: 46208 ADDRESS(RESIDENCE): CITY: STATE: IN ZIP: 46227

PHONE(CELL):

PERSON: 2

INVOLVEMENT: WITNESS

NAME:

RACE: B SEX: F DOB: AGE: 37

SSN:

HGT: WGT: HAIR: EYES:

ADDRESS(RESIDENCE):

CITY: INDIANAPOLIS STATE: IN ZIP:

PHONE(CELL):

PERSON: 3

INVOLVEMENT: ARRESTEE/SUSPECT / OFFENDER

NAME: HEMPHILL, WILLIE

RACE: B SEX: M

DOB: 9/10/1971 AGE: 43

SSN:

HGT: WGT:

HAIR: BLK EYES:

ID(OLN): 0880739019 IN

ADDRESS(RESIDENCE): 27 N GRAY ST CITY: INDIANAPOLIS STATE: IN ZIP:

CHARGE 1: 35-48-4-10 M-CONTROLLED SUBSTANCE- MANUFACTURE/DEALING

MARIJUANA/HASHISH/SALVIA /M

CHARGE 2: 35-47-4-5-WEAPONS- POSSESSION FIREARM BY A SERIOUS VIOLENT FELON

/F

CHARGE 3: 35-48-4-11 M-CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION OF

MARIJUANA/HASHISH/SALVIA /M

CHARGE 4: 35-42-2-2 M-CRIMINAL RECKLESSNESS /M

PROPERTY: 1

INVOLVEMENT: SEIZED

TYPE: PLANT

CATEGORY: DRUG

ARTICLE: TWO CLEAR PLASTIC BAGGIES OF GREEN SUBSTANCE INDIVIDUAL

WRAPPED. QUANTITY: 2 MAKE: MODEL:

SERIAL #: MISC/OAN #: VALUE: 0

PROPERTY: 2

INVOLVEMENT: SEIZED

TYPE: PLANT

CATEGORY: DRUG

ARTICLE: TWO CLEAR BAGGIES W/GREEN LEAFY SUBSTANCE

QUANTITY: 2 MAKE: MODEL:

SERIAL #: MISC/OAN #: VALUE: 0 PROPERTY: 3

INVOLVEMENT: CONFISCATED

TYPE: DRUG / NARCOTIC EQUIPMENT

CATEGORY: PROP

ARTICLE: BLACK DIGITAL SCALE

QUANTITY: 1 MAKE: MODEL: SERIAL #:

MISC/OAN #: VALUE: 0

MEDIA RELEASE NARRATIVE:

DISPATCHED TO A SHOTS FIRED. AFTER AN INVESTIGATION A MALE WAS ARRESTED.

OFFICERS:

1: ARRESTING: PATROL OFFICER-OLMOS, FRANCISCO: 30452

2: REPORTING: PATROL OFFICER-OLMOS, FRANCISCO: 30452

3: APPROVING: PATROL OFFICER-YOUNG, DAMON: 30721

4: ASSISTING: PATROL OFFICER-WEAVER, RICHARD: W3770

5: ASSISTING: PATROL OFFICER-CLAYTON, RONALD: C5101

6: ASSISTING: PATROL OFFICER-YOUNG, DAMON: 30721

7: ASSISTING: PATROL OFFICER-THALHEIMER, JASON: T6788

8: ASSISTING: PATROL OFFICER-STREETER, KLINTON: 31368

9: ASSISTING: PATROL OFFICER-DIEHL, MICHAEL: D4833

END OF REPORT

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT *FOR PUBLIC RELEASE*

CASE REPORT: DP150042918-0001

INCIDENT TYPE: FIREARMS INVESTIGATIONS | CARRYING W/O LICENSE AND SVF,

RETENTION-LAIRD LAW, PROHIBITED PROPERTY, DANGEROUS POSS. OF

FIREARM/NARCOTICS INVESTIGATION | NARCOTICS, PRESCRIPTION FRAUD,

MAINTAINING-VISITING COMMON NUISANCE

LOCATION:

DISTRICT: MNE BEAT: NE20 OCCURRED: 4/23/2015 AT 00:13 REPORTED: 4/23/2015 AT 01:14

PERSON: 1

INVOLVEMENT: ARRESTEE/SUSPECT / OFFENDER

NAME: HEMPHILL, WILLIE

RACE: B SEX: M

DOB: 9/10/1971 AGE: 43

SSN:

HGT: WGT:

HAIR: BLK EYES:

ID(OLN): 0880739019 IN

ADDRESS(RESIDENCE): 27 N GRAY ST CITY: INDIANAPOLIS STATE: IN ZIP:

PERSON: 2

INVOLVEMENT: WITNESS

NAME:

RACE: B SEX: F DOB: AGE: 37

SSN:

HGT: WGT: HAIR: EYES:

ADDRESS(RESIDENCE):

CITY: INDIANAPOLIS STATE: IN ZIP:

PHONE(CELL):

PERSON: 3

INVOLVEMENT: COMPLAINANT/WITNESS

NAME:

RACE: B SEX: F DOB: AGE: 28

SSN:

HGT: 502 WGT: 180 HAIR: BRO EYES: BRO

ID(OLN): ID(MG): ID(MG):

ADDRESS(RESIDENCE): CITY: STATE: IN ZIP: 46227 ADDRESS(RESIDENCE): CITY: STATE: IN ZIP: 46201 ADDRESS(RESIDENCE): CITY: STATE: IN ZIP: 46208

PHONE(CELL):

MEDIA RELEASE NARRATIVE:

DISPATCHED TO A SHOTS FIRED. AFTER AN INVESTIGATION A MALE WAS ARRESTED.

OFFICERS:

1: REPORTING: PATROL OFFICER-YOUNG, DAMON: 30721 2: APPROVING: PATROL OFFICER-YOUNG, DAMON: 30721

END OF REPORT





Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE HEMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 Weight:
 160

 Hair Length:
 Hair Color:
 BLACK

 Complexion:
 Eye Color:
 BROWN

Inmate Information			
Booking #:	1513678	Race:	Black
Permanent ID #:	00000683723	Ethnicity:	NON-HISPANIC
State ID:		Marital Status:	
Police/County ID:		Citizen:	
FBI #:		Country of Birth:	
ICE #:		_	

Incarceration Information		
Current Housing Section:	Current Location:	CCA
Current Housing Block:	County:	
Current Housing Cell:	Commitment Date:	04/23/2015
Current Housing Bed:	Release Date:	07/02/2015 19:51
	Please Note: Proje	cted Release Date is subject to change.

Alias Information		
Last Name	First Name	Middle Name
HEMPHILL	WILLIE	
HAMPHILL	WILLIE	

Detainer Information

There is no detainer information for this inmate.

Bond Information						
Case #:	49G20-1504- F4-014470	Amount:	Percent:	Additional:	Total:	
Bond Type:		Status:	Posted By:	Post Date:		
Case #:	49G20-1504- MC-014068	Amount:	Percent:	Additional:	Total:	
Bond Type:		Status:	Posted By:	Post Date:		
• •			•		Grand Total:	\$0.00

Charge Information					
Case #	Offense Date	Code	Description	Grade	Degree
49G20-1504-F4-014470		35-47-4-5(c)	Unlawful Possession of a Firearm by a Serious Violent Felon	4	F
49G20-1504-F4-014470	04/23/2015	35-48-4-10(a)(1)	Dealing in Marijuana	Α	M
49G20-1504-F4-014470	04/23/2015	35-47-4-5(c)	Unlawful Possession of a Firearm by a Serious Violent Felon	4	F
49G20-1504-F4-014470	04/23/2015	35-48-4-11(a)(2)	Possession of Marijuana	В	M
49G20-1504-F4-014470	04/23/2015	35-42-2-2(a)	Criminal Recklessness	6	F
49G20-1504-F4-014470		35-48-4-11(a)(1)	Possession of Marijuana	В	M
49G20-1504-MC-014068	04/22/2015	35-48-4-11(a)(1)	Possession of Hashish	В	M
49G20-1504-MC-014068	04/22/2015	35-47-4-5(c)	Unlawful Possession of a Firearm by a Serious Violent Felon	4	F
49G20-1504-MC-014068	04/22/2105	35-48-4-10(a)(1)	Dealing in Marijuana	Α	M
49G20-1504-MC-014068	04/22/2015	35-42-2-2(a)	Criminal Recklessness	6	F

Hearing Information

There is no hearing information for this inmate.

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http://inmateinfo.indy.gov/IML

CASE SUMMARY

CASE No. 49G20-1504-F4-014470

800000

State of Indiana

VS.

Willie Hemphill

Marion Superior Court, Location: Criminal Division 20

Judicial Officer: Flowers, Shatrese M

> Filed on: 04/27/2015

Police Agency Number: DP150042918 Prosecutor Case 49G20-DM1168690

Management Number: Protection Order Registry: 465120

CASE INFORMATION

F4

MB

Offense 1. 35-47-4-5(c)/F4: Unlawful Poss. of a Firearm 35-47-4-5(c)

by Serious Violent Felon

2. 35-48-4-11(a)(1)/MB: Possession of Marijuana

Statute

Deg Date 04/22/2015 Case Type: F4 - Felony 4

Case 07/01/2015 Decided Status:

35-48-4-11(a) (1)

04/22/2015

Related Cases

49G20-1504-MC-014068 (Other)

Statistical Closures

Guilty Plea or Admission 07/01/2015

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number

Court Date Assigned

Judicial Officer

49G20-1504-F4-014470

Marion Superior Court, Criminal Division 20

04/27/2015

Flowers, Shatrese M

PARTY INFORMATION

State Plaintiff

State of Indiana

Attorneys

Popaja, Merima 317-327-5484(W) Marion County Prosecutor's Office 2451 N. Keystone Avenue Indianapolis, IN 46218 MCPO-

EFSNotification@Indy.Gov

Defendant

Hemphill, Willie

27 N. Gray St Indianapolis, IN 46201 Black Male Height 5' 10" Weight 165

DOB: 09/10/1971 Age: 43

DL: IN 0880-73-9019

Other Agency Number: 000000683723 Indianapolis Metropolitan Police, 2310332 Protection Order Registry,

Provisional755857 Indianapolis Metropolitan

Police

Schneider, Ashley Kathleen

Public Defender 765-423-9363(F) 765-423-9214(W) Tippecanoe County Public Defender's Office 111 N 4th St Lafayette, IN 47901

aspolarich@tippecanoe.in.gov

DATE

EVENTS & ORDERS OF THE COURT

INDEX

04/27/2015

Case Opened as a New Filing

04/28/2015

Probable Cause Found: Order Issued (Judicial Officer: Sandifur, Travis G - C) Order Signed: 04/23/2015

CASE SUMMARY CASE NO. 49G20-1504-F4-014470

Transferred from case #49G20-1504-MC-014068. 04/28/2015		CASE NO. 49G20-1504-F4-014470
Party: Defendant Hemphill, Willie \$80,000.00 Surety Transferred Hearing Scheduling Activity Initial Hearing (8:45 AM) (Judicial Officer: Hart, Peggy Ryan -C) Commenced and concluded Parties Present: Defendant Hemphill, Willie Probable Cause Affidavit Filed File Stamp: 04/29/2015 Advisement of Rights Conducted (Judicial Officer: Hart, Peggy Ryan -C) Order Signed: 04/29/2015 Probable Cause Found: Order Issued (Judicial Officer: Hart, Peggy Ryan -C) Order Signed: 04/29/2015 Indigent Counsel Appointed at County Expense A. Snider 04/29/2015 Indigent Counsel Appointed at County Expense A. Snider 04/29/2015 Hearing Scheduling Activity Final PreTrial Conference scheduled for 09/14/2015 at 1:30 PM. 04/29/2015 Hearing Scheduling Activity Jury Trial scheduled for 09/24/2015 at 8:30 AM. 05/06/2015 Appearance Filed File Stamp: 05/06/2015 For Party: Defendant Hemphill, Willie Attorney: Public Defender Schneider, Ashley Kathleen 05/07/2015 Appearance Filed File Stamp: 05/07/2015 For Party: State Plaintiff State of Indiana Attorney: Prosecutor Popaja, Merima 05/08/2015 Correspondence to/from Court Filed File Stamp: 05/07/2015 Filed By: Defendant Hemphill, Willie 05/18/2015 Notice Filed File Stamp: 05/08/2015 Filed By: Defender Schneider, Ashley Kathleen 05/18/2015 Notice Filed File Stamp: 05/07/2015 Filed By: Defender Schneider, Ashley Kathleen 05/18/2015 Discovery Filed File Stamp: 05/18/2015 Filed By: Prosecutor Popaja, Merima 05/18/2015 Discovery Filed File Stamp: 05/18/2015 Filed By: Prosecutor Popaja, Merima		Transferred from case #49G20-1504-MC-014068.
Initial Hearing Scheduled for 04/29/2015 at 8:45 AM. Initial Hearing (8:45 AM) (Indicial Officer: Hart, Peggy Ryan -C) Commenced and concluded Parties Present: Defendant Hemphill, Willie 04/29/2015 Probable Cause Affidavit Filed File Stamp: 04/29/2015 Advisement of Rights Conducted (Judicial Officer: Hart, Peggy Ryan -C) 04/29/2015 Probable Cause Found: Order Issued (Judicial Officer: Hart, Peggy Ryan -C) Order Signed: 04/29/2015 1ndigent Counsel Appointed at County Expense A. Snider 04/29/2015 Indigent Counsel Appointed at County Expense A. Snider 04/29/2015 Omnibus Date 6/29 04/29/2015 Hearing Scheduling Activity Final PreTrial Conference scheduled for 09/14/2015 at 1:30 PM. 14-29/2015 Appearance Filed File Stamp: 05/06/2015 For Party: Defendant Hemphill, Willie Attorney: Public Defender Schneider, Ashley Kathleen 05/07/2015 Appearance Filed File Stamp: 05/07/2015 For Party: State Plaintiff State of Indiana Attorney: Prosecutor Popaja, Merima 05/08/2015 Discovery Filed File Stamp: 05/08/2015 Filed By: Prosecutor Popaja, Merima 05/08/2015 Orrespondence to/from Court Filed File Stamp: 05/08/2015 Filed By: Defendart Hemphill, Willie 05/18/2015 Notice Filed File Stamp: 05/08/2015 Filed By: Posecutor Schneider, Ashley Kathleen 05/18/2015 Discovery Filed File Stamp: 05/08/2015 Filed By: Posecutor Popaja, Merima 05/18/2015 Discovery Filed File Stamp: 05/08/2015 Filed By: Posecutor Popaja, Merima	04/28/2015	Party: Defendant Hemphill, Willie
Commenced and concluded Parties Present: Defendant Hemphill, Willie Probable Cause Affidavit Filed File Stamp: 04/29/2015 04/29/2015 Advisement of Rights Conducted (Judicial Officer: Hart, Peggy Ryan -C) 04/29/2015 Probable Cause Found: Order Issued (Judicial Officer: Hart, Peggy Ryan -C) Order Signed: 04/29/2015 Indigent Counsel Appointed at County Expense A. Snider 04/29/2015 Indigent Counsel Appointed at County Expense A. Snider Omnibus Date 6/29 04/29/2015 Hearing Scheduling Activity Final PreTrial Conference scheduled for 09/14/2015 at 1:30 PM. 04/29/2015 Hearing Scheduling Activity Jury Trial scheduled for 09/24/2015 at 8:30 AM. 05/06/2015 Appearance Filed File Stamp: 05/06/2015 For Party: Defendant Hemphill, Willie Attorney: Public Defender Schneider, Ashley Kathleen 05/07/2015 Appearance Filed File Stamp: 05/07/2015 Filed By: Prosecutor Popaja, Merima 05/08/2015 Discovery Filed File Stamp: 05/08/2015 Filed By: Defendant Hemphilt, Willie Notice Filed File Stamp: 05/08/2015 Filed By: Defendant Hemphilt, Willie Notice Filed File Stamp: 05/08/2015 Filed By: Defendant Hemphilt, Willie 05/18/2015 Discovery Filed File Stamp: 05/18/2015 Filed By: Prosecutor Popaja, Merima 05/18/2015 Discovery Filed File Stamp: 05/18/2015 Filed By: Prosecutor Popaja, Merima	04/28/2015	Hearing Scheduling Activity Initial Hearing scheduled for 04/29/2015 at 8:45 AM.
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CASE SUMMARY CASE No. 49G20-1504-F4-014470

	CASE No. 49G20-1504-F4-014470
05/18/2015	Discovery Filed File Stamp: 05/18/2015 Filed By: Prosecutor Popaja, Merima Supplemental
05/21/2015	Hearing Journal Entry (Judicial Officer: Seiter, David Michael - C) Hearing Date: 05/21/2015 Defendant's request for a fast and speedy trial, request to report prosecutorial misconduct, motion to suppress and motion to dismiss are STRICKEN
05/22/2015	Motion Filed File Stamp: 05/22/2015 Filed By: Public Defender Schneider, Ashley Kathleen Speedy Trial
05/22/2015	Notice Filed File Stamp: 05/22/2015 Taped Statement
05/22/2015	Order Granting (Judicial Officer: Flowers, Shatrese M) Order Signed: 05/22/2015 motion for speedy trial, 70th day is July 31, 2015
05/22/2015	Hearing Scheduling Activity Final PreTrial Conference originally scheduled on 09/14/2015 at 1:30 PM was rescheduled to 07/13/2015 at 1:30 PM. Reason: By Request.
05/22/2015	Hearing Scheduling Activity Jury Trial originally scheduled on 09/24/2015 at 8:30 AM was rescheduled to 07/23/2015 at 8:30 AM, Reason: By Request.
05/27/2015	Witness and/or Exhibit List Filed File Stamp: 05/22/2015 Filed By: Public Defender Schneider, Ashley Kathleen
05/27/2015	Discovery Filed File Stamp: 05/26/2015 State's Supplemental Notice of Discovery Compliance
06/04/2015	Correspondence to/from Court Filed File Stamp: 06/04/2015
06/09/2015	Witness and/or Exhibit List Filed File Stamp: 06/08/2015 Filed By: Public Defender Schneider, Ashley Kathleen Amended
06/10/2015	Order Issued (Judicial Officer: Seiter, David Michael - C) Order Signed: 06/10/2015 in response to pro se correspondence
06/11/2015	Notice Filed File Stamp: 06/11/2015 Notice of Taped Statement
06/16/2015	Notice Filed File Stamp: 06/16/2015 Notice of Taped Statement
06/18/2015	Motion To Compel File Stamp: 06/18/2015

CASE SUMMARY CASE No. 49G20-1504-F4-014470

CASE NO. 49G20-1504-F4-014470						
	Filed By: Public Defender Schneider, Ashley Kathleen Motion to Compel Witness Appearance at Taped Statement					
06/19/2015	Order Granting (Judicial Officer: Seiter, David Michael - C) Order Signed: 06/19/2015 Defendant's Motion to Compel Witness Appearance at Tapes Statement is GRANTED					
06/30/2015	Hearing Scheduling Activity Change of Plea Hearing scheduled for 06/30/2015 at 10:30 AM.					
06/30/2015	Hearing Scheduling Activity Change of Plea Hearing scheduled for 07/01/2015 at 10:30 AM.					
06/30/2015	Motion Filed File Stamp: 06/30/2015 Filed By: Public Defender Schneider, Ashley Kathleen Requesting a Guilty Plea Hearing					
06/30/2015	Motion to Exclude File Stamp: 06/30/2015 Filed By: Public Defender Schneider, Ashley Kathleen Witness Testimony					
06/30/2015	Correspondence to/from Court Filed File Stamp: 06/30/2015					
07/01/2015	Change of Plea Hearing (10:30 AM) (Judicial Officer: Seiter, David Michael - C) Commenced and concluded Parties Present: State Plaintiff State of Indiana Public Defender Schneider, Ashley Kathleen Defendant Hemphill, Willie Prosecutor Popaja, Merima					
07/01/2015	Advisement of Rights Conducted (Judicial Officer: Seiter, David Michael - C)					
07/01/2015	Hearing Journal Entry (Judicial Officer: Seiter, David Michael - C) Factual basis taken					
07/01/2015	Plea Agreement Filed Filed Stamp: 07/01/2015					
07/01/2015	Motion to Enter Plea Pursuant to Plea Agreement Filed File Stamp: 07/01/2015 Filed By: Public Defender Schneider, Ashley Kathleen; Defendant Hemphill, Willie; Prosecutor Popaja, Merima					
07/01/2015	Order Granting Mot. to Enter Plea Pursuant to Plea Agreement (Judicial Officer: Seiter, David Michael - C) Order Signed: 07/01/2015 Order Granting Motion to Enter Plea of Guilty Pursuant to Plea Agreement.					
07/01/2015	Motion to Dismiss Filed File Stamp: 07/01/2015 Filed By: Prosecutor Popaja, Merima					
07/01/2015	Order Granting Motion to Dismiss (Judicial Officer: Seiter, David Michael - C) Order Signed: 07/01/2015 Count 1					
07/01/2015	Hearing Scheduling Activity Final PreTrial Conference scheduled for 07/13/2015 at 1:30 PM was cancelled. Reason:					

CASE SUMMARY CASE NO. 49G20-1504-F4-014470

	Dismissal / Judgment.
07/01/2015	Hearing Scheduling Activity Jury Trial scheduled for 07/23/2015 at 8:30 AM was cancelled. Reason: Dismissal / Judgment.
07/01/2015	Judgment (Judicial Officer: Seiter, David Michael - C) 1. 35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon Dismissed 2. 35-48-4-11(a)(1)/MB: Possession of Marijuana Plea by Agreement
07/01/2015	Sentenced (Judicial Officer: Seiter, David Michael - C) 2. 35-48-4-11(a)(1)/MB: Possession of Marijuana 04/22/2015 (MB) 35-48-4-11(a)(1) (3548411a1MB)
	Confinement to Commence 07/01/2015 County Jail Term: 140 Days Jail Credit: 70 Days Suspended: 0 Days Comment: Indigent as to court fines, fees and costs.
07/01/2015	Court Finds Defendant Indigent as to Fines and Costs
07/01/2015	Disposition Sent Electronically to Indiana State Police Added By CHRIS Interface (SNTC)
07/01/2015	Disposition Sent Electronically to Indiana State Police Added By CHRIS Interface (DISP)
07/07/2015	Discovery Filed File Stamp: 06/30/2015 STATE'S SUPPLEMENTAL NOTICE OF DISCOVERY COMPLIANCE
07/13/2015	CANCELED Final PreTrial Conference (1:30 PM) (Judicial Officer: Seiter, David Michael - C) Dismissal / Judgment
07/23/2015	CANCELED Jury Trial (8:30 AM) (Judicial Officer: Seiter, David Michael - C) Dismissal / Judgment
08/04/2016	Administrative Event POR - No Contact Order - Pretrial Release expired
11/22/2017	Disposition Sent Electronically to Indiana State Police Added By CHRIS Interface (TCN)

STATE OF INDIANA
MARION COUNTY, ss:

IN THE MARION SUPERIOR CRIMINAL COURT 20 CRIMINAL DIVISION, ROOM E439

STATE OF INDIANA)
)

Cause No: 49G20-1504-F4-014470

vs.)

INFORMATION
COUNT I
UNLAWFUL POSSESSION OF A
FIREARM BY A SERIOUS VIOLENT
FELON
I.C. 35-47-4-5(c)

WILLIE HEMPHILL B/Male DOB 9/10/1971

COUNT II
POSSESSION OF MARIJUANA
I.C. 35-48-4-11(a)(1)

A CLASS B MISDEMEANOR

A LEVEL 4 FELONY

FILED

Male a Eldridge

APR 27 2015 .

On this date, the undersigned came before the Prosecuting Attorney of the Nineteenth Judicial Circuit and, being duly sworn (or having affirmed), stated that in Marion County, Indiana

COUNT I

On or about April 22, 2015, WILLIE HEMPHILL having previously been convicted of a serious violent felony, to-wit: Battery Resulting in Serious Bodily Injury, a Class C Felony, in the Grant County Superior Court, Room Two, under cause number 27D02-0406-FB-000069, on or about August 29, 2005, did possess a firearm;

COUNT II

On or about April 22, 2015, WILLIE HEMPHILL did knowingly possess a controlled substance, that is: Marijuana, pure or adulterated;

all of which is contrary to statute and against the peace and dignity of the State of Indiana.

I swear or affirm under penalty of perjury as specified by I.C. 35-44-2-1 that the foregoing representations are true.

April 27, 2015

Affiant

State's Witnesses:

B. Adams/IMPD/20286

F. Olmos/IMPD/30452

K. Streeter/IMPD/31368

Danika Wright

Grant County Clerk

Keeper of Records, Grant Co. Sheriff

Keeper of Records, Indiana DOC

Fingerprint Examiner, IMPD

Date

TERRY R. CURRY

Marion County Prosecutor

19th Judicial Circuit

Deputy Prosecuting Attorney

IN THE MARION SUPERIOR CRIMINAL COURT 20		
CRIMINAL DIVISION, ROOM E439		
Cause No: 49G20-1504-F4-014470		
INFORMATION		
COUNT I UNLAWFUL POSSESSION OF A		
FIREARM BY A SERIOUS VIOLENT		
FELON I.C. 35-47-4-5(c)		
A LEVEL 4 FELONY		
COUNT II		
POSSESSION OF MARIJUANA		
I.C. 35-48-4-11(a)(1)		

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April 27, 2015

A CLASS B MISDEMEANOR

Affiant

State's Witnesses: B. Adams/IMPD/20286 F. Olmos/IMPD/30452 K. Streeter/IMPD/31368 Danika Wright Grant County Clerk Keeper of Records, Grant Co. Sheriff

Keeper of Records, Indiana DOC Fingerprint Examiner, IMPD

Date

TERRY R. CURRY

Marion County Prosecutor

19th Judicial Circuit

Deputy Prosecuting Attorney

STATE OF INDIANA, COUNTY OF MARION, S

DEFENDANT NAME: WILLIE HEMPHILL

APR 27 2015

LOCATION OF INCIDENT: WN GRAY ST

NE20

DATE OF INCIDENT: 04/23/2015

Myla O. EldiconsE #: DP150042918-0000

SLATED CHARGES: CONTROLLED SUBSTANCE- MANUFACTURE/DEALING MARIJUANA/HASHISH/SALVIA /M/WEAPONS- POSSESSION FIREARM BY A SERIOUS VIOLENT FELON /F/CONTROLLED SUBSTANCE-POSSESSION/CULTIVATION OF MARIJUANA/HASHISH/SALVIA /M/CRIMINAL RECKLESSNESS /M

ARRESTING OFFICER: FRANCISCO OLMOS

OFFICER ID: 30452

AGENCY: INDIANAPOLIS POLICE DEPARTMENT

ON APRIL 22, 2015, I OFFICER OLMOS AND OFFICER STREETER (31368) WERE DISPATCHED TO AN GRAY ST ON A DISTURBANCE. THE CALLER FROM, FIN GRAY ST STATED THERE WERE SEVERAL GUN SHOTS COMING FROM ON GRAY ST. OFFICER STREET ARRIVED FIRST ON SCENE AND STATED TO ME THAT HE HEARD PEOPLE YELLING INSIDE THE RESIDENCE. WE KNOCKED ON THE DOOR OF N GRAY ST. A BLACK FEMALE, LATER IDENTIFIED AS MS. DANIKA WRIGHT, CAME TO THE DOOR. WE ASKED HER IF EVERYTHING WAS OK DUE TO THE SHOTS BEING HEARD COMING FROM THE RESIDENCE. SHE STATED THE SHOTS WERE NOT FROM HER RESIDENCE BUT THE RESIDENCE NEXT DOOR AT # N GRAY ST. SHE STATED SHE WAS INVOLVED IN AN ARGUMENT OVER HER NEIGHBOR TURNING OFF THE ELECTRICITY TO HER SIDE OF THE DOUBLE. SHE STATED AFTER SHE EXCHANGED WORDS WITH THE NEIGHBOR, LATER IDENTIFIED AS MR. WILLIE HEMPHILL, SHE WENT BACK INSIDE AND HEARD SEVERAL SHOTS. SHE STATED SHE CALLED 911. MS. WRIGHT STATED SHE HAS CHILDREN IN THE RESIDENCE AND DUE MR. HEMPHILL FIRING SHOT SHE FEARED FOR THE SAFETY OF HER CHILDREN. I OBSERVED SEVERAL NEIGHBORS LOOKING OUTSIDE THEIR RESIDENCES. OFFICER STREETER AND I RELOCATED NEXT DOOR TO N GRAY ST. OFFICER STREETER LOCATED 6 SPEND CASE CASING JUST OUTSIDE THE NORTH SIDE DOOR TO THE RESIDENCE. OFFICER YOUNG ARRIVED ON SCENE TO ASSIST, WE KNOCKED ON THE DOOR TO RESIDENCE, MR. HEMPHILL AND MS. SCHRELLE HEMPHILL EXITED THE RESIDENCE. I ASKED TO SPEAK TO MS. HEMPHILL AWAY FROM MR. HEMPHILL AND SHE AGREED. I DETAINED MR. HEMPHILL AND ADVISED HIM OF HIS MIRANDA WARNING. I ADVISED HIM WHY WERE ON AT HIS RESIDENCE. HE STATED TO ME THAT HE WANTED A LAWYER AND NO LONGER TALK TO US. MR. HEMPHILL HAS A PRIOR FOR BATTERY AS A CLASS C FELONY (CAUSE 27D01-0406-FB-69). I ADVISED HIM IF HE POSSESSED A HANDGUN HE WOULD BE A SERIOUS VIOLENT FELON IN POSSESSION OF A FIREARM. I SPOKE TO MS, HEMPHILL AND ASKED HER ABOUT THE SHOTS FIRED. SHE STATED TO ME THAT HER HUSBAND WAS INVOLVED IN AN ARGUMENT WITH THE NEIGHBORS OVER THEM NOT PAYING HIM FOR ELECTRICITY THEY WERE USING. MS. HEMPHILL ADVISED ME THAT MS. WRIGHT CUT THE ELECTRICAL CORD LEADING TO HER RESIDENCE. MS. HEMPHILL STATED THAT HER HUSBAND GOT MAD AND EXCHANGED WORDS WITH MS, WRIGHT, MS, HEMPHILL STATED SHE WENT UP STAIR INTO THE BATHROOM AND HEARD SEVERAL SHOTS. SHE STATED HER HUSBAND HAS ANGER ISSUES AND HAD BEEN DRINKING. OFFICER CLAYTON SPOKE TO MS. HEMPHILL AND ASKED HER IF SHE WOULD GIVE US PERMISSION TO ENTER HER RESIDENCE TO SEARCH FOR A HAND GUN, WE ADVISED HER OF THE SHELL CASING LOCATED OUTSIDE HER DOOR TO THE RESIDENCE. MS. HEMPHILL STATED TO OFFICER CLAYTON AND I THAT SHE WOULD ALLOW US TO GO INTO THE RESIDENCE AND ATTEMPT TO LOOK FOR THE FIREARM. OFFICER CLAYTON AND OFFICER YOUNG ENTERED THE RESIDENCE AND I PROCEEDED BEHIND THEM WITH

I swear (affirm) under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

Dated: いーかつ

Deputy Prosecuting Attorney

Nineteenth Judical Circuit

Judge, Marion Superior Court

'. SHE USED A KEY TO OPEN THE FR MS. HEMPHILL LEADING THE DOOR AND WE FOLLOWED BEHIND HER. SHE SAT IN THE LIVING ROOM WHILE WE SEARCHED THE RESIDENCE. I INFORMED HER THAT WE WOULD STOP LOOKING AS SOON AS SHE TOLD US TOO. OFFICER YOUNG OPENED A DRAWER OF AN END TABLE LOCATED IN THE LIVING ROOM. INSIDE OFFICER YOUNG LOCATED TWO SMALL CLEAR PLASTIC BAGGIES CONTAINING A GREEN LEAFY SUBSTANCE AND A BLACK DIGITAL SCALE. HE IDENTIFIED THE SUBSTANCE TO BE MARIJUANA DUE TO HIS TRAINING AND EXPERIENCE. OFFICER STREETER IN THE DINING ROOM LOCATED A LIVE 9MM BULLET IN THE MIDDLE OF THE FLOOR OF THE DINING ROOM. THE BULLET MATCHED WITH THE SPEND CASING LOCATED OUTSIDE THE RESIDENCE, OFFICER STREETER IN THE SAME ROOM BEHIND A COUCH AND CARDBOARD BOX IN PLAIN VIEW, HE LOCATED A CLEAR PLASTIC BAGGIE CONTAINING A GREEN LEAFY SUBSTANCE. INSIDE THE CARD BOARD BOX WAS ANOTHER CLEAR PLASTIC BAGGIE WITH A GREEN LEAFY SUBSTANCE. HE IDENTIFIED THE SUBSTANCE TO BE MARIJUANA DUE TO TRAINING AND EXPERIENCE. HE SHOWED ME WHAT HE LOCATED AND LOBSERVED THE SAME THING. I NOTICED THE MARIJUANA WERE INDIVIDUAL WRAPPED IN SMALL CLEAR PLASTIC BAGGIES. DUE TO MY TRAINING AN EXPERIENCE IT APPEARED THE MARIJUANA WAS PREPPED FOR DISTRIBUTION. DUE TO THE AMOUNT OF MARIJUANA IT DID NOT APPEAR TO BE FOR PERSONAL USE. I LOOKED INSIDE A VENT THAT WAS ALONG THE SOUTH SIDE OF THE WALL IN THE DINING ROOM. I OBSERVED A GROCERY BAG INSIDE. I OPENED THE VENT AND PULLED THE BAG OUT. INSIDE WAS A BOX OF 9MM BULLETS. ALL MATCHING THE ONES LOCATED OUTSIDE THE RESIDENCE. OFFICER RELOCATED UP STAIR AND BEGAN SEARCHING FOR THE FIREARM. I SPOKE TO MS. HEMPHILL AND ASKED HER ABOUT THE MARIJUANA, BULLETS AND SCALES. SHE STATED TO ME THAT THEY DID NOT BELONG TO HER. SHE STATED ONLY HER AND HER HUSBAND LIVE INSIDE THE RESIDENCE. SHE STATED TO ME THAT SHE NO LONGER WANTED US INSIDE HER RESIDENCE. SHE ADVISED ME THAT SHE WANTED US TO STOP OUR SEARCH FOR THE FIREARM. I STATED TO HER THAT WE WOULD STOP IMMEDIATELY. OFFICER YOUNG TOOK PICTURES OF THE MARIJUANA AND BULLETS LOCATED INSIDE THE RESIDENCE. HE COLLECTED THE EVIDENCE AND HANDED THEM TO ME. WE EXITED HER RESIDENCE AND I ADVISED MR. HEMPHILL THAT HE WAS UNDER ARREST, I ADVISED HIM HE WAS UNDER ARREST FOR POSSESSION OF A FIREARM BY A SERIOUS VIOLENT FELON, DEALING MARIJUANA, POSSESSION OF MARIJUANA AND CRIMINAL RECKLESSNESS. HE WAS TRANSPORTED TO APC BY MCSD. I TRANSPORTED THE NARCOTICS AND BULLETS TO THE PROPERTY ROOM, UPON ARRIVAL I DROPPED THE NARCOTICS IN THE NARCOTIC DROP BOX AND THE BULLETS WERE STORED FOR SAFE KEEPING. ALL EVENTS OCCURRED IN MARION COUNTY/ INDIANAPOLIS INDIANA.

I swear (affirm) under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

Dated: 4-23-15

Law Briforcement Officer

Deputy Prosecuting Attorney

Nineteenth Judical Circuit

Judge, Marion Superior Court

MARION SUPERIOR COURT, CRIM. DIVISION 20

STATE OF INDIANA)	CASE NO: 49G20-1504-F4-014470
Plaintiff)	43 FILED
)	APR 29 2015
WILLIE HEMPHILL Defendant))	Master Commissioner David M. Seiter

JURY TRIAL SETTING AND CASE MANAGEMENT ORDER

The Court being duly advised hereby enters the following order to govern this case:

- The lead charge is a Level <u>F4</u> Felony. The Court finds that this case should be disposed of within <u>180</u> days of the initial hearing.
- 2. The disposition date is on or about 10/26/2015.
- 3. The State's Notice of Intended Witnesses and Exhibits is to be filed by:

06/22/2015

4. Defendant's Notice of Intended Witnesses and Exhibits is to be filed by:

06/29/2015

5. Depositions and discovery are to be completed on or before:

07/20/2015

- 6. Substantive motions for which deadlines are not otherwise established by statute or rule, including but not limited to motions to suppress and written plea agreements are to be filed by <u>08/07/2015</u>
- 7. No sanctions shall be imposed for failure to comply with this order until the parties have first attempted to resolve the dispute informally, and then obtained an order compelling compliance with this order.



- 8. Final Witness and Exhibit Lists, Motions in Limine and jury instructions shall be filed in accordance with Local Rule 114 of Marion Superior Court, Criminal Division.
- 9. The omnibus date in this case is 06/29/2015.
- 10. The Final PTC for this case is Monday, 09/14/2015 at 1:30 P.M.
- 11. This case is set for jury trial on Thursday, 09/24/2015 at 8:30 A.M.

Master Commissioner David M. Seiter

STATE OF INDIANA	}	ss: CRIMINAL DIVISION, ROOM NO. 20
STATE OF INDIANA	}	CAUSE NO. 49G20-1504-F4-014470
V		
WILLIE HEMPHILL	}	207) MAY 07 2015-80
		Myla a Eldridge

STATE'S NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana informs the Court that it has previously complied with the Court's order on discovery by providing defense counsel with the items listed in the State's Notice of Discovery Compliance. The State of Indiana further notifies the Court that it has learned of additional items subject to discovery and has provided defense counsel with the following items:

- Charging Information, 2 page(s):
- Probable Cause Affidavit, 2 page(s):
- Indiana Criminal Crossmatch, 5 page(s):
- Marion County Criminal Crossmatch, 6 page(s):
- IMCFSA Laboratory Examination Report for Drug Chemistry, #DP15042918, 2 page(s):
- IMPD Incident Report, #PD15042918, 7 page(s):
- IMPD Field Arrest Report, Arrest No. AR-IMPD1508426, 4 page(s):
- Division of Public Safety Communications Call Report, Call #151130029, 1 page(s):
- Photographs are available by any of the following means: (1) to eliminate expense and in keeping with this office's open file policy, the photos may be viewed by contacting the assigned Deputy Prosecutor; or (2) original photographs are available by contacting the IMPD Photo Unit and referencing agency case number #DP15042918:

Merima Popaja

Deputy Prosecuting Attorney

CERTIFICATION OF SERVICE

This is to certify that a copy of the State's notice of I the attorney for the defendant(Discovery Compliance has been served upon ALE (
way of personal service	
by placing said Notice in the Public Defender's mail	lbox
or by sending postage prepaid United States First Cla	ass mail on the same date of filing.
	Menma Paga
	Merima Popaja
	Deputy Prosecuting Attorney
	251 East Ohio Street, Suite 160
	Indianapolis, IN 46204
	317-327-5484

Myla a Eldridge CLENK OF THE MARION CIRCUIT COURT

APPEARANCE FORM (CRIMINAL) - STATE OF INDIANA

Cause Number: 49G20-1504-F4-014470

1. Initiating Party: State of Indiana

2. Agency Case Number: PD15042918

3. Name of Defendant: WILLIE HEMPHILL

Transaction Control Number (TCN): Not Available

State I.D. Number: Not Available

Case Type Requested:

Levels: F2 F3 F6

5. Prosecuting Attorney Information:

Major Case Division	D Felony Division	Domestic Violence Division:	Traffic Division:
Terry Curry	Terry Curry	Terry Curry	Terry Curry
Marion County Prosecutor	Marion County Prosecutor	Marion County Prosecutor	Marion County Prosecutor
251 E. Ohio St., Suite 160	251 E. Ohio St., Suite 160	251 E. Ohio St., Suite 160	251 E. Ohio St., Suite 160
Indianapolis, IN 46204	Indianapolis, IN 46204	Indianapolis, IN 46204	Indianapolis, IN 46204
Tx: (317) 327-5336	Tx: (317) 327-5336	Tx: (317) 327-5336	Tx: (317) 327-5336
Fax: (317) 327-5409	Fax: (317) 327-5409	Fax: (317) 327-5409	Fax: (317) 327-5409
Attorney No.: 3481-49	Attorney No.: 3481-49	Attorney No.: 3481-49	Attorney No.: 3481-49

Assigned Deputy: MERIMA POPAJA Phone Number: 327-5484

Attorney Number: 30087-49 Email: MERIMA.POPAJA@INDY.GOV

6. Will the State accept service by FAX: No

7. Are there related cases?





CRIMINAL DEFENSE APPEARANCE FORM

Cause Number: 49G20-1504-F4-014470

Name of Defendant: Willie Hemphill

Defense Attorney Information:

Ashley Schneider Atty No: 30118-53 151 N. Delaware St., Suite 200

Indianapolis, Indiana 46204 USA

Fax: (317) 327-8199; Business Phone: 317-327-4943

Will Defendant accept service by FAX: Yes ____ No X

Note: If separate attorneys represent separate defendants or separate sets of defendants, use an appearance form for each separately represented defendant or set of defendants.

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time of a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

	- Case # 49.620-1504-F4-014470 (207) MAY 08 2015-000
	Marion Superior Criminal Court; Division at myla a Eldridge To: Myla A. Eldridge Clerk of the CLERKOFTHE MARION CIRCUIT COUNT MARION CIRCUIT COUNT
	From: Willie Hemphill # 683723
Annual design and the property of the second	Please Forward a copy of the Attacked letter to the tollowing officiers of the Court:
	Attorney At Law; Ashley Schneider Paralegal; Aland Boyd Judge of Div. 20 Prosecutor of Div. 20
	Thank You for A Quick Regionse
	Signed i Willie Hemphill # 683723 Willie Hemphill Dated: May 1, 2015
	Nate: Many 15t/2015, Notary: Godge Carter / 12 Ont Comm Expires: 05 01-2021
	Appender : Willie Hamphill
	NOTARY PUBLIC NOTARY SEAL STATE OF INDIANA
The state of the s	

		In The matter of : Cause # 4900-1504-F4-019470
		To: Attorney At LAW; Ashley Schneider And Pacalegal And Officiers of Marion Superior Criminal 20
		And Officiers of Marion Superior Criminal 20
		Fram: Client; Willie Hemphill #683723
		4-30-2015
*****	 	First: I would like to give you permission to talk my Wife; Schrelle Hemphill about this case; She is A
•	<u>. Z</u>	tress to the fact our home was searched without written
	<i>C</i>	insent or Search Warrant and that there was NO Fine com
¥	to	Ken from Me OR OUR home. Her Phone # 317-772-5047
		I Willie Hemphill would also like to request A Fast.
	and	of Speedy Trial - Due to the hardship of the schedule Trial
-	da	tes and the fact it is my Right to have a Speedy. Trial
	HIS	a I have Child support obligation.
	 	I would like a Motion to Suppress Anything found
-	10 m	home due to LACK of Consent or Search warrent. I.
•		idence (Fire Arm)
		I would Like to have the feosecuting Attorney
	Rep	ented for Prosecutorial Misconduct ton Filling Charges.
	Ì 🖒.	this matter when it is clear that this case
	h	as no merritt. I think All officiers of the
		ourt are aware that A Firearm is Needed TOR
- *	- th	ourt are aware that A Firearm is needed for is change to hold mercitt. Thank You for A quick Response
		MATOR YOU TOLD IT GUILLE TO THE SPORTS
		Signed: Client - Willie Hemphill #683723
		Willie Hemphill
4	- Name of the Stat	Dated: May 1, 2015
		Mater Costes Man Costes
	***	Notary: George Coster March Const Expires: 05-21 2021
		County: Marion NOTARY PUBLIC.
		Apperled: Willie Hamphill STATE OF INDIANA
		· · · · · · · · · · · · · · · · · · ·

	In the atter of: Cause # 49G - 1504- F4-019470
	To: Attorney at Law; Ashley Schneider And Pacalegal And Officiens of Marion Superior Criminal 20
and the second s	From: Client; Willie Hemphill #683723 4-30-2015
7	First: I would like to give you permission to talk to my Wife; Schrelle Hemphill about this case; She is A
	tress to the fact our home was searched without written
	Ken from Me OR DUR home. Her Phone # 317-772-5047 I; Willie Hemphill would also like to request A Fast
	of Speedy Trial - Due to the hardship of the schedule Trial tes and the fact it is my Right to have a Speechy Trial
Als	a I have Child support obligation.
	I would like a Motion to Suppress Anything found
	home due to LACK of Consent or Search warrent. I
	uld also like A Motion to Dismiss due to LACK of idence (Fire ARM).
	I would Like to have the Prosecuting Attackey
	ented for Prosecutorial Misconduct for Filling Charges
	this matter when it is clear that this case
()	as no merritt! I think All officiers of the ourt are aware that A Firearm is needed for
th	is change to hold maritt.
	is change to hold meritt. Thank You for A quick Response
	Willie Hemphill
1	Dated: May 1, 2015
	Date: May 1st 12015
And the control of th	Const Expires: 05-21 2021
	County Marion NOTARY PUBLIC
	Appared: Willie Hamphill STATE OF INDIANA

In the natter of : Cause # 49: 0-1504- 1-4-019470
To: Attorney at LAW: Ashley Schneider And Pacalegal And Officiers of Marion Superior Criminal 20
And Officiens of Marion Superior Criminal 20
#102 702
From: Client; Willie Hemphill #683 723
First: I would like to give you permission to talk
To my Wife: Schrelle Hemphill about this case; She is A
witness to the fact our home was searched without written
consent or Search Warrant and that there was NO Fine aem
faken from me OR OUR home. Her Phone # 312-772-5047
I Willie Hemphill would also like to request A Fast
and speedy TRAI - Due to the handship of the schedule Trial
dates and the fact it is my Right to have a Speedy Taial
Also I have Child support Obligation.
I would like a Motion to Suppress Anything found
in officeme due to LACK of Consent or Search warrent. I
would also like A Motion to Dismiss due to LACK of
Evidence (Fire ABM)
Reported for Prosecutorial Misconduct for filling Charges
in this matter when it is clear that this case
has no merritt . I think All officiers of the
Court are awore that A Firearm is needed for
this chance to hold maritte
this change to hold meritt. Thank You for A quick Response
Signed i Client - Willie Hemphill #683.723
Willie Hemphill
DATED: May 1, 2015.
Date: May 1st 12015
- Notary: George Conter May
Comm Expires: 05-21 2021
County: Marion Appealed: Willie Hemphill STATE OF INDIANA
Appared: Wrote Hamph. (1

In the ratter of: Cause# 491)-1504- F4-014470
To: Attorney at Law: Ashley Schneider And Pacalegal And Officiers of Marion Superior Criminal 20
Alan Boyd
HAD OTTICHES OF THERITA SUPERIOR CRIMINAL 20
From: Client; Willie Hemphill #683 723
First: I would like to give you permission to talk
to my Wife; Schrelle Hemphill about this case & She is A witness to the fact our home was searched without written
consent or Search Warrant and that there was NO Fine aem
taken from Me OR OUR home. Her Phone # 312-772-5047
I Willie Hemphill would also like to request A Fast
and speedy Trial - Due to the hardship of the schedule Trial
dates and the fact it is my Right to have a Speechy Trial:
Also I have Child support Obligation.
I would like a Motion to Suppress Anything found
in Mohome due to LACK of Consent or Search warrent. I.
Evidence (Fire Arm)
I would Like to have the Prosecuting Attackey
Reported toe Prosecutorial Misconduct tox Filling Charges.
in this matter when it is clear that this case
has no merritt! I think All officiers of the
Court are aware that A Firearm is needed for
this change to hold meritt.
Thank You for A quick Response
Signed i Client - Willie Hemphill #683723
Datad' My 1 2015
Dated: May 1, 2015
Noting: George Coster March Comme Expires : 05-21 2021
County: Marion Appendi Willie Hamphill STATE OF INDIANA
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Myla 1. Eldridge, Clerk of Courts City County Bldg. E 439 200 E. Washington Indian apolis, IN 46204

Fom: Willie Hemphill # 683723 MARKION County Jail IL 3-North-F 30 East Washington Steat Indianapolis, IN 46202

COST DE SELECTION DE SEC

TENEDUCK AND HI

下口的问题对自的证明

To! Clerk of Courts; Myla A. Ebeige City County Building E 439
200 E. Washington Steet
Indiamangalishinitatinhimintingalihii

STATE OF INDIANA)) SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM TWENTY
COUNTY OF MARION)	CAUSE NUMBER: 49-G20-1504-F4-014470
STATE OF INDIANA,)	RIRD
VS.)	(70) MAY 15 2015 Q
WILLIE HEMPHILL)	RTAPED STATEMENT STATEMENT COUNTY
	NOTICE OF	ETADED STATEMENT

To:

Merima Popaja, Deputy Prosecutor Marion County Prosecutor's Office

251 E. Ohio St., Suite 160 Indianapolis, Indiana 46204

You are hereby notified that the Defendant will take taped statement of Danika Wright. The taped statements will take place at the Marion County Public Defender Agency, 151 N. Delaware, Suite 200, Indianapolis, IN 46204. You are invited to attend and cross examine. These depositions are done for discovery purposes only and may require additional taped statements or depositions as any additional information becomes available. The following are the dates and times that the depositions will take place:

1. Danika Wright, Tuesday, JUN 16, 2015 at 10,00 AM

Ashley Schneider #30118-53 Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the following has been duly served upon the Marion County Prosecutor by placing a copy of the same in the Prosecutor's box of this Court or by delivering a copy of the same to one of his duly appointed deputies, on or before the date of filing the same Friday, May 15, 2015.

> Ashley Schneider #30118-53 Attorney for Defendant



STATE OF INDIANA COUNTY OF MARION)	SS:	IN THE MARION COUNTY S CRIMINAL DIVISION ROOM CAUSE NUMBER: 49-G20-1	A TWENTY
COUNT OF MAINCOIN	,			30.11.02.170
STATE OF INDIANA,)	•	•
vs.	•)	-	RILAD
WILLIE HEMPHILL		ý		(70) MAY 15 2015
,	<u>NO:</u>	TICE OF	TAPED STATEMENT	Thyla a Eldridge

To:

Merima Popaja, Deputy Prosecutor Marion County Prosecutor's Office 251 E. Ohio St., Suite 160 Indianapolis, Indiana 46204

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Ashley Schneider #30118-53 Attorney for Defendant

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Ashley Schheider #30118-53 Áttorney for Defendant

STATE OF INDIANA	.)	SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM TWENTY
COUNTY OF MARION)		CAUSE NUMBER: 49-G20-1504-F4-014470
STATE OF INDIANA,	٠)	IMPD No. 150042918
Vs.)	
		į	
WILLIE HEMPHILL	1)	
SUBPO	ENA F	OR TA	PED STATEMENT TESTIMONY
To: Merima Popa	ija, Dep	uty Pros	secutor
Marion Coun			Office
251 E. Ohio S Indianapolis,			
mutanapons,	muiana	40204	
			nika Wright to personally appear at the Marion
			Delaware, Suite 200, Indianapolis, IN 46204 on
			taped statement regarding a certain case pending in NA is Plaintiff and Willie Hemphill is the Defendant.
satu Court, wherem me 51A	ILS OF	ינעינ מואיני	VA is Framitiff and writte Hempinii is the Defendant.
	0:00 A	M, any a	or to provide to attorney Ashley Schneider prior to or or and all reports, videotapes, notes or documents above-referenced matter.
Witness, Elizabeth L.	White,	Clerk o	f said-Gourt, date: May 15, 2015
,			\mathcal{L}
•		-	Ashley Schneider #30118-53
19			Attorney for Defendant
•			
· · · · Fi	**If you ned and	fail to ob imprison	ney such subpoena, you may be need as the Court may direct. ***
This writ came to hand	_, 2015.		
And served this writ by reading them a true copy of the same.	to and wi	ithin the h	nearing of the within named and delivering to
And served this writ by leaving at	a true cop	y of the s	same at the last and usual place of residence of within named
And I have made diligent search	, and fail	to find ar	ny of the within named defendant within my bailiwick.
Dated:, 2015	Ser	ved by:	•



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STATE OF INDIANA)	SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM TWENTY			
COUNTY OF MARION	Ć	55.	CAUSE NUMBER: 49-G20-1504-F4-014470			
STATE OF INDIANA,)				
vs.	•)	FILED			
WILLIE HEMPHILL		Ś	(79) MAY 1 5 2015			
	NOT	ICE OF	TAPED STATEMENT			

To:

Merima Popaja, Deputy Prosecutor Marion County Prosecutor's Office

251 E. Ohio St., Suite 160 Indianapolis, Indiana 46204

You are hereby notified that the Defendant will take taped statement of Danika Wright. The taped statements will take place at the Marion County Public Defender Agency, 151 N. Delaware, Suite 200, Indianapolis, IN 46204. You are invited to attend and cross examine. These depositions are done for discovery purposes only and may require additional taped statements or depositions as any additional information becomes available. The following are the dates and times that the depositions will take place:

1. Danika Wright, Tuesday, JUYU 16, 2015 at 10:00 AM

Ashley Schneider #30118-53 Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the following has been duly served upon the Marion County Prosecutor by placing a copy of the same in the Prosecutor's box of this Court or by delivering a copy of the same to one of his duly appointed deputies, on or before the date of filing the same Friday, May 15, 2015.

Ashley Schneider #30118-53 Attorney for Defendant

STATE OF I	INDIANA)	SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM TWENTY		
COUNTY O	F MARION)	00.	CAUSE NUMBER: 49-G20-1504-F4-014470		
STATE OF I	NDIANA,)	IMPD No. 150042918		
vs.)			
WILLIE HE	MPHILL)			
	SUBPO	ENA)	FOR TAI	PED STATEMENT TESTIMONY		
То:	To: Merima Popaja, Deputy Prosecutor Marion County Prosecutor's Office 251 E. Ohio St., Suite 160 Indianapolis, Indiana 46204					
County Publ	lic Defender A U 16, 2015 at	gency 10:00	, 151 N. I AM, for a	nika Wright to personally appear at the Marion Delaware, Suite 200, Indianapolis, IN 46204 on It taped statement regarding a certain case pending in NA is Plaintiff and Willie Hemphill is the Defendant.		
Tuesday, Ju	1016, 2015 at	10:00	AM, any	or to provide to attorney Ashley Schneider prior to or on and all reports, videotapes, notes or documents above-referenced matter.		
Witne	ss, Elizabeth L	. Whit	e, Clerk o	Ashley Schneider #30118-53 Attorney for Defendant		
				ney such subpoena, you may be ned as the Court may direct. ***		
This writ came to	o hand	, 201	5.			
And served the	nis writ by reading of the same.	to and	within the l	nearing of the within named and delivering to		
And served that	nis writ by leaving	a true c	copy of the :	same at the last and usual place of residence of within named		
And I have m	ade diligent searc	h, and fi	ail to find a	ny of the within named defendant within my bailiwick.		
Dated:	, 2015	s	erved by:			
-						

- 4

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STATE OF INDIANA

COUNTY OF MARION

STATE OF INDIANA 207 MAY 1 8 2015

Myla a. Eldridge CLERK OF THE MARION CIRCUIT COURT

IN MARION SUPERIOR COURT **CRIMINAL DIVISION, ROOM 20** CAUSE NO 49G20-1504-F4-014470

WILLIE HEMPHILL

V.

STATE'S SUPPLEMENTAL NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana informs the Court that it has previously complied with the Court's order on discovery by providing defense counsel with the items listed in the State's Notice of Discovery Compliance. The State of Indiana further notifies the Court that it has learned of additional items subject to discovery and has provided defense counsel with the following item(s):

- Search Warrant, Search Warrant Affidavit, Search Warrant Return executed; 9 pages;
- Search Warrant, Search Warrant Affidavit, Search Warrant Return not executed; 8 pages;

Merima Popaia

Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the State's Notice of Discovery Compliance has been served upon the attorney for the defendant, Ashley Schneider, by way of personal service, by placing said Notice in the Public Defender's mailbox or by sending postage prepaid United States First Class mail on the same date of filing.

Merima Popaja

Deputy Prosecuting Attorney 251 East Ohio Street, Suite 160 Indianapolis, IN 46204

STATE OF INDIANA

COUNTY OF MARION

STATE OF INDIANA

(17) MAY 1 8 2015

V. Myl. A. Eldridge

IN MARION SUPERIOR COURT CRIMINAL DIVISION, ROOM 20 CAUSE NO 49G20-1504-F4-014470

WILLIE HEMPHILL

STATE'S SUPPLEMENTAL NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana informs the Court that it has previously complied with the Court's order on discovery by providing defense counsel with the items listed in the State's Notice of Discovery Compliance. The State of Indiana further notifies the Court that it has learned of additional items subject to discovery and has provided defense counsel with the following item(s):

• 1 CD-R containing one Jail Call, 04/25/2015 – 17:51;

Merima Popaja

Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the State's Notice of Discovery Compliance has been served upon the attorney for the defendant, Ashley Schneider, by way of personal service, by placing said Notice in the Public Defender's mailbox or by sending postage prepaid United States First Class mail on the same date of filing.

Merima Popaja

Deputy Prosecuting Attorney 251 East Ohio Street, Suite 160 Indianapolis, IN 46204

STATE OF INDIANA)	MARION SUPERIOR COURT
Plaintiff)	CRIMINAL DIVISION 20
)	CASE NO: 49G20-1504-F4-014470
VS.)	
,)	
WILLIE HEMPHILL)	
Defendant)	

ORDER

This matter came before the Court on the Defendant, WILLIE HEMPHILL, *Pro Se*, having filed his <u>Request for a Fast and Speedy Trial</u>, <u>Request to Report Prosecutorial</u>

<u>Misconduct</u>, <u>Motion to Suppress</u> and <u>Motion to Dismiss</u>.

And the Court being duly advised in the premises, NOW FINDS as follows:

- 1. The Defendant is represented by counsel of record: Ashley Schneider
- 2. <u>Trial Rule 11 provides</u>: Every pleading or motion of a party represented by an attorney shall be signed by at least one (1) attorney of record in his individual name, whose address, telephone number, and attorney number shall be stated. If a pleading or motion is not signed or is signed with intent to defeat the purpose of the rule, it may be stricken as sham and false and the action may proceed as though the pleading had not been served.

Master Commissioner David Seiter

3. The Court will forward a copy of Defendant's letter to his assigned attorney.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the

Defendant's Requests and Motions are hereby STRICKEN

Dated: May 20, 2015

Distribution List:

Willie Hemphill #683723

Marion County Jail II – 3 North F 730 East Washington Street Indianapolis, IN 46202

Ashley Schneider

Marion County Public Defender Agency

Robert Yoke

Marion County Prosecutor's Office

STATE OF INDIANA)	SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM TWENTY
COUNTY OF MARION)		CAUSE NUMBER: 49-G20-1504-F4-014470
STATE OF INDIANA,)	
vs.)	(146 MAY 22 2015)
WILLIE HEMPHILL		ý	my a Elegan

NOTICE OF TAPED STATEMENT

To:

Merima Popaja, Deputy Prosecutor Marion County Prosecutor's Office 251 E. Ohio St., Suite 160

251 E. Ohio St., Suite 160 Indianapolis, Indiana 46204

You are hereby notified that the Defendant will take taped statement of Officer(s) F. Olmos (IMPD 30452), D. Young (IMPD 30721), K. Streeter (IMPD 31368), R. Clayton (IMPD C5101) and Detective B. Adams (IMPD 20286). The taped statements will take place at the Marion County Public Defender Agency, 151 N. Delaware, Suite 200, Indianapolis, IN 46204. You are invited to attend and cross examine. These depositions are done for discovery purposes only and may require additional taped statements or depositions as any additional information becomes available. The following are the dates and times that the depositions will take place:

- 1. Officer F. Olmos (IMPD 30452), Thursday, June 25, 2015 at 9:00 AM
- 2. Officer D. Young (IMPD 30721), Thursday, June 25, 2015 at 9:00 AM
- 3. Officer K. Streeter (IMPD 31368), Thursday, June 25, 2015at 9:30 AM
- 4. Officer R. Clayton (IMPD C5101), Thursday, June 25, 2015 at 9:30 AM
- 5. Detective B. Adams (IMPD 20286), Thursday, June 25, 2015 at 10:00 AM

Ashley Schneider #30118-53 Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the following has been duly served upon the Marion County Prosecutor by placing a copy of the same in the Prosecutor's box of this Court or by delivering a copy of the same to one of his duly appointed deputies, on or before the date of filing the same Friday, May 22, 2015.

Ashley Schneider #30118-53 Attorney for Defendant

STATE OF INDIANA)	SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM TWENTY		
COUNTY OF MARION	Ć		CAUSE NUMBER: 49-G20-1504-F4-014470		
STATE OF INDIANA)	(AR) MAY 22 2015 KP		
Vs.)	Thy a Characy		
WILLIE HEMPHILL		Ś	the second than the second of		

DEFENDANT'S LIST OF WITNESSES

Comes now the Defendant, by counsel, and provides the State of Indiana with the following list of witnesses who <u>may</u> be called to testify at any contested hearing (trial/suppression) set in this above-captioned cause:

1. Schrelle Hemphill

DOB: 8/16/1977

Address: 27 N. Gray Street, Indianapolis, IN

Phone: 317-772-5047

- 2. Any and all witnesses listed by the State of Indiana.
- 3. Any and all witnesses later discovered.

Respectfully submitted,

Ashley Schneider, 30118-53 Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the Marion County Prosecutor, by placing a copy of the same in the Prosecutor's Box of this Court, by delivering a copy of same to one of his duly appointed deputies, or by delivering a copy of same to his office, 251 E. Ohio Street, Suite 160 Indianapolis, Indiana 46204 or or before the date of filing.

Ashley Schneider, Attorney for Defendant

Marion County Public Defender Agency 151 N. Delaware Street, Suite 200 Indianapolis, Indiana 46204 Direct: 317-327-4943

Ashley.Schneider@indy.gov

STATE OF INDIANA)	IN THE MARION COUNTY SUPERIOR COURT
)	CRIMINAL DIVISION, ROOM NO. 20
COUNTY OF MARION)	CAUSE NO: 49-G20-1504-F4-014470
STATE OF INDIANA)	FILED
vs.	and Div.
ý	(13) MAY 2 2 2015
WILLIE HEMPHILL)	
	Myla a Eldridge
	ORDER

Comes now the Defendant, WILLIE HEMPHILL, having filed his Motion for Speedy Trial, which motion is in the following words and figures to-wit:

(H.I.)

And the Court having examined Defendant's motion, now finds the same shall be granted.

70TH DAY IS: Well 31, 20/5

FINAL PRE-TRIAL DATE: WILL 13, 2015 at 1:30PM
TRIAL DATE: WILL 23, 2015 at 8:30AM

Honorable Judge

Marion Superior Court 20

DISTRIBUTION:

Marion County Public Defender Agency - Ashley Schneider Marion County Prosecutor's Office - Merima Popaja

Please Jatable
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July

STATE OF INDIANA)	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION, ROOM NO. 20
COUNTY OF MARION)	CAUSE NO: 49-G20-1504-F4-014470
STATE OF INDIANA)	
vs.	(148) MAY 22 2015 M
WILLIE HEMPHILL)	Mayor as Eleman

MOTION FOR SPEEDY TRIAL

Comes now the Defendant, WILLIE HEMPHILL, by counsel, Ashley Schneider, of the Marion County Public Defender Agency, and moves for a Speedy Trial pursuant to Criminal Rule 4. In support of this motion, defense shows:

- 1. That the Defendant is in custody and being held on a \$80,000 SR bond;
- 2. That a defendant in Indiana has several guarantees to a speedy trial. The Sixth and Fourteenth Amendments to the United States Constitution guarantee a criminal defendant the right to a speedy trial by the state. Article 1, Section 12 of the Indiana Constitution also provides "justice shall be administered... speedily..." Additionally, Criminal Rule 4 provides that if any defendant shall be held in jail on an indictment and move for speedy trial, he must be brought to trial within seventy (70) days.

Therefore, the Defendant respectfully requests for the Court to impose a speedy deadline on this cause and to set this matter for a fast and speedy trial, pursuant to the Sixth and Fourteenth Amendments of the United States Constitution, Article 1, Section 12 of the Indiana Constitution, and Criminal Rule 4.

Respectfully submitted,

Ashley Schneider, #30118-53 Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the Marion County Prosecutor, by placing a copy of the same in the Prosecutor's Box of this Court, by delivering a copy of same to one of his duly appointed deputies, or by delivering a copy of same to his office, 251 E. Ohio Street, Suite 160 Indianapolis, Indiana 46204 on or before the date of filing.

Ashley Schneider (Atty# 30118-53)

STATE OF INDIANA COUNTY OF MARION

STATE OF INDIANA

VS.

WILLIE HEMPHILL

))SS: IN THE MARION SUPERIOR COURT CRIMINAL DIVISION, ROOM NO. 20 CAUSE NO. 49G201504F4014470

(170) MAY 26 2015 Kg

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STATE'S SUPPLEMENTAL NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana hereby notifies the Court that it has previously complied with the Court's order on discovery by providing defense counsel with the items listed in the State's Notice of Discovery Compliance. The State of Indiana further notifies the Court that it has learned of additional items subject to discovery and has provided defense counsel with the following items

- Certified Copy of Prior Conviction Paperwork for Cause Number 27D020406FB000069, 11 page(s);
- Certified Copy of Officer's Arrest Report for Cause Number 27D020406FB000069, 1 page(s);
- 3. Certified Copy of GRANT Co. Booking Information of Willie Hemphill, 1 page(s);
- 4. Certified Copy of Officer's Arrest Report for Cause Number 49G201504F4014470, 1 page(s);

5. Certified Copy of IMPD Booking Information of Willie Hemphill on 04/23/2015, 1 page(s);

Merima Popaja //
Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 East Ohio Street, Suite 160 Indianapolis, Indiana 46204-3363 (317) 327-5484

CERTIFICATE OF SERVICE

This is to certify that a copy of the State's Notice of Supplemental Discovery has been served upon the attorney for the defendant (Ashley Schneider, 151 N. Delaware st, Ste 200, Indianapolis, IN 46204) by:

way of personal service		
XX by placing said Motion in the l	Public Defender's mailbox	
or by sending postage prepaid	United States First Class mail on the s	ame date of filing
	Monna Pa	AYY .
	Menma Popaja Merima Popaja	
	Denuty Prosecuting At	orney

In Matter of Cause # 49-6 -1504-F4-14470 To: Attorney At LAW; Ashley Schneider and Parkeys/; Alan Boyd And Officers of MARION County Superior Court 20 From: Client: Willie Hemphill #683723 May -17-2015 I would like to request a Suppression Hearing (4th Amendments) Due to Lack of a Search Warkant or Whiten Consent to Search my Resident at 27 N. Geay Street-Indianapolis, IN 46201; on the Night of April 22, 2015; or Mourning of April 23, 2015; I would like to have Any And All Evidence gathered at said times suppressed; As well as Any And All Evidence acquired After AS: Fruit of The Poisoneys Tree Please Call Scheelle Hemphill-27 N. Geay St. Indianapolis, IN 46201; As witness to No Consent to Search. Please send me a Response back letting me know when and if you plan to file for this: Suppression Hearing. I realize I'm not a paying Client; But I thought I was entitled to Fair and Just Representation? In the Matter of the Fast and Speedy July Trial set for Pre-toral 7-13-2015; Trial 7-23-2015; I Strongly object to ANY Continuous in this Matter; Due to the Fact that My Due Process has Already been Compromised. Please Send me Back A Filed Copy? , PRO SE Along With Willic Hemphil/#683723 Altorney At LAW, Ashley Schneider #30118-53; Plane 317-327-4943 Signed: Willie Hemphill Dated: May 27, 2015 NOTARY SEAL STATE OF INDIANA FILEDLounty: Marian (146) JUN 0 1 2015 Motory: busine Conter M Myla a. Eldridge CLERK OF THE MARION CIRCUIT COURT Personally Appared: Withe Henphil

TROPESTORE

Willie Hemphill # 683723 Marion County Jail - 3-F 730 E. Washington Steet Indianapolis, IN 46202



Myla A. Eldeidge, Cleek of Court 20 Marion Superior Court Div. 20 City-County Building 200 East Washington St., Suite E-439 Indianapolis IN 46204-3307

STATE OF INDIANA) MARION SUPE	ERIOR COURT
) CRIMINAL DIV	ISION 20
-) CASE NO: 49G	20-1504-F4-014470
VS.)	FILE
)	
WILLIE HEMPHILL)	(13) JUN 1 0 2015
	ORDER	Myla a Eldridge

This matter came before the Court on the Defendant, WILLIE HEMPHILL, having filed his

Request for a Suppression Hearing.

And the Court being duly advised in the premises NOW FINDS as follows:

- 1. The Defendant is represented by counsel of record, Ashley Schneider.
- 2. Court does not recognize motions made by non-attorney of record.
- 3. The Trial Rule 11 provides: Every pleading or motion of a party represented by an attorney shall be signed by at least one (1) attorney of record in his individual name, whose address, telephone number, and attorney number shall be stated. If a pleading or motion is not signed or is signed with intent to defeat the purpose of the rule, it may be stricken as sham and false and the action may proceed as though the pleading had not been served.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the Defendant's Request is hereby stricken.

Dated: June 10, 2015

Master Commissioner David Seiter-

Distribution List:

Ashley Schneider

Marion County Public Defender Agency

Merima Popaja

Marion County Prosecutor's Office

Willie Hemphill #683723

Marion County Jail – 3F 730 E. Washington Street Indianapolis, IN 46202

IN MARION SUPERIOR COURT CRIMINAL DIVISION, ROOM 14

CAUSE NO 49G20-1504-F4-014470

STATE OF INDIANA

COUNTY OF MARION

STATE OF INDIANA

V.

Tryla a Eldridde seeth corner

(170) JUN 1 1 2013 (2)

WILLIE HEMPHILL

TO: Ashley Schneider

Marion County Public Defenders Agency

151 N. Delaware, Suite 200 Indianapolis, IN 46204

NOTICE OF TAPED STATEMENT

Comes now, State of Indiana, by its Deputy Prosecuting Attorney, Merima Popaja, and hereby files notice with the Court of the taking of the taped statement of **Schrelle Hemphill**, taking place at the offices of the Marion County Public Defender Agency, 151 N Delaware, Suite 200, Indianapolis, IN 46204, on June 25, 2015 at 10:00 a.m.

Merima Popaja, #30087-49
Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the above notice was served on defense counsel, Ashley Schneider, by personal service, U.S. First Class Mail, or by placing a copy in their public defender mailbox on the date of filing.

Merima Popaja, #30087-49 Deputy Prosecuting Attorney



STATE OF INDIANA)	SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM TWENTY
COUNTY OF MARION	Ć	, DD.	CAUSE NUMBER: 49-G20-1504-F4-014470
STATE OF INDIANA,)	MILMIN
, vs.		j,	146)
WILLIE HEMPHILL)	JUN 1 8 2015
	NO	TICE O	F TAPED STATEMENT CLERK OF THE MARKON CIRCUIT COURT
To: Marima Dan			

To:

Merima Popaja, Deputy Prosecutor Marion County Prosecutor's Office 251 E. Ohio St., Suite 160 Indianapolis, Indiana 46204

You are hereby notified that the Defendant will take taped statement of Danika Wright. The taped statements will take place at the Marion County Public Defender Agency, 151 N. Delaware, Suite 200, Indianapolis, IN 46204. You are invited to attend and cross examine. These depositions are done for discovery purposes only and may require additional taped statements or depositions as any additional information becomes available. The following are the dates and times that the depositions will take place:

1. Danika Wright, Friday, JUNE 26, 2015 at 9:30-AM

Ashley Schneider #30118-53 Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the following has been duly served upon the Marion County Prosecutor by placing a copy of the same in the Prosecutor's box of this Court or by delivering a copy of the same to one of his duly appointed deputies, on or before the date of filing the same Tuesday, June 16, 2015.

Ashley Schneider #30118-53 Attorney for Defendant

				•
STATE OF IN	DIANA)	SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM TWENTY
COUNTY OF	MARION)	DD.	CAUSE NUMBER: 49-G20-1504-F4-014470
STATE OF INI	DIANA,).	IMPD No. 150042918
vs.			į	•
WILLIE HEME	HILL .		.)	
•	SUBPO	ENA F	OR TA	PED STATEMENT TESTIMONY
1 2 1	Merima Popa Marion Coun 251 E. Ohio S ndianapolis,	ty Pros St., Sui Indiana	ecutor's te 160 a 46204	Office
County Public Friday, JUNE 26	Defender A 5, 2015 at 9:	gency, 30 AM	151 N. I , for a ta	nika Wright to personally appear at the Marion Delaware, Suite 200, Indianapolis, IN 46204 on ped statement regarding a certain case pending in said s Plaintiff and Willie Hemphill is the Defendant.
	, 2015 at 9:	30 AM	, any and	or to provide to attorney Ashley Schneider prior to or or or lall reports, videotapes, notes or documents pursuant to enced matter.
Witness,	Elizabeth L	. White	, Clerk o	of said Court date: June 16, 2015
4				
	•			Ashley Schneider #30118-53
				Attorney for Defendant
				bey such subpoena, you may be ned as the Court may direct. ***
This writ came to h	and	, 2015	т	·
And served this them a true copy of		to and v	vithin the l	hearing of the within named and delivering to
And served this at	writ by leaving	a true co	ppy of the	same at the last and usual place of residence of within named
And I have made	diligent search	ı, and fai	il to find a	ny of the within named defendant within my bailiwick.
Dated:	, 2015	Se	rved by:_	

STATE OF INDIANA)	SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM TWENTY
COUNTY OF MARION)		CAUSE NUMBER: 49-G20-1504-F4-014470
STATE OF INDIANA,)	
VS.)	(1/6)
WILLIE HEMPHILL		ý	146 JUN 16 2015 A

NOTICE OF TAPED STATEMENT ILLE & Eldre

To:

Merima Popaja, Deputy Prosecutor Marion County Prosecutor's Office

251 E. Ohio St., Suite 160 Indianapolis, Indiana 46204

You are hereby notified that the Defendant will take taped statement of **Danika Wright**. The taped statements will take place at the **Marion County Public Defender Agency**, **151 N. Delaware**, **Suite 200**, **Indianapolis**, **IN 46204**. You are invited to attend and cross examine. These depositions are done for discovery purposes only and may require additional taped statements or depositions as any additional information becomes available. The following are the dates and times that the depositions will take place:

1. Danika Wright, Friday, June 26, 2015 at 9:30 AM

Ashley Schneider #30118-53 Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the following has been duly served upon the Marion County Prosecutor by placing a copy of the same in the Prosecutor's box of this Court or by delivering a copy of the same to one of his duly appointed deputies, on or before the date of filing the same Tuesday, June 16, 2015.

Ashley Schneider #30118-53 Attorney for Defendant



STATE OF INDIANA)	SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM TWENTY
COUNTY OF MARION	Ć		CAUSE NUMBER: 49-G20-1504-F4-014470
STATE OF INDIANA,)	FILAN
vs.		'))	146 JUN 1 200
WILLIE HEMPHILL		ý	The 2015
	NO	TICE OF	Tryla a Eldredge TAPED STATEMENT FLERK OF THE MARION CROWLECOURT

To:

Merima Popaja, Deputy Prosecutor Marion County Prosecutor's Office

251 E. Ohio St., Suite 160 Indianapolis, Indiana 46204

You are hereby notified that the Defendant will take taped statement of Danika Wright. The taped statements will take place at the Marion County Public Defender Agency, 151 N. Delaware, Suite 200, Indianapolis, IN 46204. You are invited to attend and cross examine. These depositions are done for discovery purposes only and may require additional taped statements or depositions as any additional information becomes available. The following are the dates and times that the depositions will take place:

1. Danika Wright, Friday, UNC26, 2015 at 9:30-AM

Ashley Schneider #30118-53 Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the following has been duly served upon the Marion County Prosecutor by placing a copy of the same in the Prosecutor's box of this Court or by delivering a copy of the same to one of his duly appointed deputies, on or before the date of filing the same Tuesday, June 16, 2015.

Ashley Schneider #30118-53 Attorney for Defendant

STATE OF INDIAN	Α)	SS:	IN THE MARION COUNTY S CRIMINAL DIVISION ROOM	
COUNTY OF MARI	ĺON)	50;	CAUSE NUMBER: 49-G20-1:	
STATE OF INDIAN	Α,)	IMPD No. 150042918	
vs.)		
WILLIE HEMPHILI			.) .)	·	
<u>S</u>	UBPO:	ENA F	OR TA	PED STATEMENT TESTIMO	NY
Marion 251 E. Indian You are comm County Public Defen Friday, JUN 26, 201: Court, wherein the ST And to bring w	n Coun Ohio S apolis, nanded der A 5 at 9:3 CATE C	ty Pros St., Sui Indian to sum gency, 30 AM OF INC	a 46204 mon Da 151 N. I for a tap DIANA is but writ o	office mika Wright to personally appear Delaware, Suite 200, Indianapol ped statement regarding a certain s Plaintiff and Willie Hemphill is or to provide to attorney Ashley So	is, IN 46204 on case pending in said the Defendant. chneider prior to or on
Friday, JULY 26, 2015 the allegations contain				l all reports, videotapes, notes or onced matter.	locuments pursuant to
Witness, Eliza	beth L.	White	, Clerk o	f said Court, date: June 16, 2015 Ashley Schneider #30118-53 Attorney for Defendant	
				ney such subpoena, you may be ed as the Court may direct. ***	
This writ came to hand	•	_, 2015.	•		
And served this writ by them a true copy of the sam		to and w	vithin the h	learing of the within named	and delivering to
And served this writ by	leaving	a true co	py of the s	same at the last and usual place of reside	nce of within named
And I have made diligen	t search	, and fai	l to find ar	ny of the within named defendant within	my bailiwick.
Dated: 201	5	So.	rued bu	•	

STATE OF INDIANA SS: COUNTY OF MARION IN THE MARION SUPERIOR COURT CRIMINAL DIVISION TWENTY STATE OF INDIANA -) CAUSE NO. 49G20-1504-F4-014470 WILLIE HEMPHILL CERTIFICATE OF REPORTER APPEARANCES:

For the State of Indiana:

Merima Popaja

For the Defendant:

Ashley Schneider

Judith L. Faust, Court Reporter

Marion County Public Defender Agency

This is to certify that DANIKA WRIGHT was subpoenaed to give a taped statement on the 16th day of June, 2015, at 10:00 a.m., in the matter of State of Indiana vs. Willie Hemphill. The witness failed to appear to give taped statement at said time and date.

June 17, 2015

My Commission Expires:

February 28, 2018

STATE OF INDIANA COUNTY OF MARION)) SS:)
	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION TWENTY
STATE OF INDIANA VS WILLIE HEMPHILL)) CAUSE NO. 49G20-1504-F4-014470)
	CERTIFICATE OF REPORTER
APPEARANCES:	
For the State of In	diana: Merima Popaja

Judith L. Faust, Court Reporter

Marion County Public Defender Agency

Ashley Schneider

For the Defendant:

This is to certify that DANIKA WRIGHT was subpoenaed to give a taped statement on the 16th day of June, 2015, at 10:00 a.m., in the matter of State of Indiana vs. Willie Hemphill. The witness failed to appear to give taped statement at said time and date.

June 17, 2015

My Commission Expires: February 28, 2018

STATE OF INDIANA)		IN THE MARION SUPERIOR COURT
•)	SS:	CRIMINAL DIVISION COURT 20
COUNTY OF MARION	•)		CAUSE NO.: 49-G20-1504-F4-014470
STATE OF INDIANA)		FILED
VS.)		JUN 1 R 2015 (145)
vs.	ζ .		33.1 1 23.3
WILLIE HEMPHILL	3		Myla a Eldridge

$\frac{\textbf{ORDER ON MOTION TO COMPEL WITNESS APPEARANCE}}{\textbf{AT TAPED STATEMENT}}$

Comes now the Defendant, Willie Hemphill, by counsel, Ashley Schneider, and this cause having come to be heard on Defendant's Motion to Compel, and the Court being duly advised now finds that the motion should be GRANTED.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the State of Indiana produce Danika Wright to appear for the deposition scheduled for the 26th of June 2015 at 9:30 AM at 150 N. Delaware Street, Suite 200, Indianapolis, Indiana 46204.

Dated: 6/19/13

JUDGE, Marión County Superior Court

Criminal Division Room Twenty

DISTRIBUTION:

Marion County Prosecutor's Office - M. Popaja

Marion County Public Defender's Office - A. Schneider

STATE OF INDIANA)		IN THE MARION SUPERIOR COURT
)	SS:	CRIMINAL DIVISION COURT 20
COUNTY OF MARION)		CAUSE NO.: 49-G20-1504-F4-014470
STATE OF INDIANA)		\sim
)		(146) JUN 18 2015-10
vs.)		
)		Myla a Eletrodia
WILLIE HEMPHILL)		OF THE MARION CINCINT COURT

MOTION TO COMPEL WITNESS APPEARANCE AT TAPED STATEMENT

Comes now the Defendant, Willie Hemphill, by counsel, Ashley Schneider, and, pursuant to Trial Rule 37, requests this Court to compel the State of Indiana to produce **Danika Wright** to appear for a taped statement scheduled for the **26**th of **June**, **2015** at **9:30** AM at the Marion County Public Defender Agency, 151 N. Delaware Street, Suite 200 (Deposition Unit), Indianapolis, Indiana 46204. In support of this motion, the defense would state the following:

- 1. That the defendant is charged with:
 - a. POSSESSION OF FIREARM BY SERIOUS VIOLENT FELON (Level 4)
 - b. POSSESSION OF MARIJUANA (B misdemeanor)
- 2. That counsel scheduled a taped statement on June 16, 2015 at 10:00 AM and properly served a subpoena on the deponent through the Marion County Prosecutor's Office for deponent Danika Wright, and notice was also given to the Marion County Prosecutor's Office in accordance with local rules and the Indiana rules of procedure; see attached as exhibit A;
 - 3. That the deponent, Danika Wright, failed to appear; see attached as exhibit B;
- 4. That a second deposition for Danika Wright has been scheduled for Friday, June 26, 2015 at 9:30 AM, see attached exhibit C;

WHEREFORE, the Defendant prays that this Court to compel the State of Indiana to produce Danika Wright to appear for the deposition scheduled for Friday, June 26, 2015 at 9:30

AM at 150 N. Delaware Street, Suite 200, Indianapolis, Indiana 46204.

Respectfully submitted,

Ashley Schneider (Attorney # 30118-53)

Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the Marion County Prosecutor, by placing a copy of the same in the Prosecutor's Box of this Court, by delivering a copy of same to one of his duly appointed deputies, or by delivering a copy of same to his office, 251 E. Ohio Street, Suite 160 Indianapolis, Indiana 46204 on or before the date of filing.

Marion County Public Defender Agency 151 N. Delaware St., Suite 200 Indianapolis, IN 46204 Phone - 317-327-2862 Ashley.Schneider@indy.gov

(D)

STATE OF INDIANA COUNTY OF MARION)) ss:)	Colonia.
	IN THE MARION SU	
STATE OF INDIANA VS WILLIE HEMPHILL)) CAUSE NO.)	49G20-1504-F4-014470
	CERTIFICATE OF	F REPORTER
APPEARANCES:		
For the State of In	diana: . I	Lisa Ziperman
For the Defendant:		Ashley Schneider

Judith L. Faust, Court Reporter

Marion County Public Defender Agency

This is to certify that DANIKA WRIGHT was subpoenaed to give a taped statement on the 26th day of June, 2015, at 9:30 a.m., in the matter of State of Indiana vs. Willie Hemphill. The witness failed to appear to give taped statement at said time and date.

June 26, 2015

My Commission Expires: February 28, 2018

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT SS: CRIMINAL DIVISION COURT 20
COUNTY OF MARION)	CAUSE NO.: 49-G20-1504-F4-014470
STATE OF INDIANA)	
VS.)	(200)
WILLIE HEMPHILL)	(146) JUN 3 0 2015

MOTION TO EXCLUDE WITNESS TESTIMONY

The Defendant, Willie Hemphill, by counsel respectfully moves this Court to exclude from evidence any testimony or statements of the State's witness, **Danika Wright**, pursuant to Indiana Rule of Trial Procedure 37(B)(2)(b) and Rule of Criminal Procedure 21. In support of the Motion, the Defendant states the following:

- 1. That the defendant is charged with:
 - a. POSSESSION OF FIREARM BY SERIOUS VIOLENT FELON (Level 4)
 - b. POSSESSION OF MARIJUANA (B misdemeanor)
- 2. That counsel scheduled a taped statement on June 16, 2015 at 10:00 AM and properly served a subpoena on the deponent through the Marion County Prosecutor's Office for deponent Danika Wright, and notice was also given to the Marion County Prosecutor's Office in accordance with local rules and the Indiana rules of procedure; see attached as exhibit A;
 - 3. That the deponent, Danika Wright, failed to appear; see attached as exhibit B;
- 4. That counsel scheduled a taped statement on June 16, 2015 at 10:00 AM and properly served a subpoena on the deponent through the Marion County Prosecutor's Office for deponent Danika Wright, and notice was also given to the Marion County Prosecutor's Office in accordance with local rules and the Indiana rules of procedure; see attached as exhibit C;
 - 5. That a Motion to Compel Witness Appearance at Taped Statement was granted on

June 19, 2015;

- 6. That the deponent, Danika Wright, failed to appear; see attached as exhibit D;
- 7. The witness, by failing to honor subpoenas, has subjected the Defendant to grave peril and prejudice by delaying these proceedings, therefore protracting the amount of time he is forced to face open charges or choose to forego his constitutional right to effective representation of counsel in an effort to resolve the charges more expediently.
- 8. The State's witness has twice caused waste of scarce public resources by failing to honor subpoenas for taped statement.
- 9. The Defendant has been prejudicially denied the opportunity to depose the witness for the State and the right to ascertain any and all evidence in the possession and control of the State, or its agents which may be favorable to the Defendant and material to the issue of guilt or punishment, or that could reasonably affect any evidence proposed to be offered into evidence against the Defendant, or that may be relevant to the subject matter of this cause of action, or in any manner may aid the Defendant in ascertainment of the truth. Brady v.

 Maryland, 373 U.S. 83, 10 L.Ed.2d 215, 83 S.Ct.1194 (1963).
- 10. The Defendant has a right under the Indiana Code and Rules of Procedure to 'discovery, including the taking of taped statements and taped statements from those persons listed as State's witnesses. Murphy v. State, 265 Ind. 116, 352 N.E.2d 479 (1976).
- 11. Failure to permit an examination of a State's witness cannot be harmless error being that one cannot presume that no exculpatory or mitigating evidence would have arisen from the taped statement. <u>Murphy v. State</u>, 265 Ind. 116, 352 N.E.2d 479 (1976).

WHEREFORE, the Defendant, by counsel, respectfully requests this Court to exclude from evidence any testimony or statements of the State's witnesses, HOLLY CLINE, pursuant to

Indiana Rule of Trial Procedure 37(B)(2) (b) and Rule of Criminal Procedure 21, and for all other relief just and proper in the premises.

Respectfully submitted,

Ashley Sonneider (Attorney # 30118-53)

Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the Marion County Prosecutor, by placing a copy of the same in the Prosecutor's Box of this Court, by delivering a copy of same to one of his duly appointed deputies, or by delivering a copy of same to his office, 251 E. Ohio Street, Suite 160 Indianapolis, Indiana 46204 on or before the date of filing.

Ashley K. Schneider

Marion County Public Defender Agency 151 N. Delaware St., Suite 200 Indianapolis, IN 46204 Phone – 317-327-2862 Ashley.Schneider@indy.gov

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
) SS:	
COUNTY OF MARION)	CRIMINAL DIVISION, ROOM 20
		The Transfer of the State of th
STATE OF INDIANA,)	
Plaintiff,)	Can't
·)	CAUSE: 49G20-1504-F4H0144702015
v.)	
)	Myla as Eldridge
WILLIE HEMPHILL,)	Manha na mana ang manda canada
Defendant.)	- var onthe

STATE'S SUPPLEMENTAL NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana informs the Court that it has previously complied with the Court's order on discovery by providing defense counsel with the items listed in the State's Notice of Discovery Compliance. The State of Indiana further notifies the Court that it has learned of additional items subject to discovery and has provided defense counsel with the following item(s):

• 2 CD-Rs with jail calls (4/26/15, 4/30/15, 5/6/15, and 6/5/15; 6/10/15 and 6/13/15)

Merima Popaja

Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the State's Notice of Discovery Compliance has been served upon the attorney for the defendant, Ashley Schneider, by way of personal service, by placing said Notice in the Public Defender's mailbox or by sending postage prepaid United States First Class mail on the same date of filing.

Merima Popaja

Deputy Prosecuting Attorney 251 East Ohio Street, Suite 160 Indianapolis, IN 46204

	·
STATE OF INDIANA) IN THE MARION COUNTY SUPERIOR COURT
	SS: CRIMINAL DIVISION, ROOM NO. 20
COUNTY OF MARION) CAUSE NO. 49-G20-1504-F4-014470
STATE OF INDIANA	FILED
VS.	JUN 3 0 2015
WILLIE HEMPHILL) Tryla a. Eldredge CLENK OF THE MARION CIRCUIT COURT
ORDER ON M	OTION REQUESTING A GUILTY PLEA HEARING
Comes now the Defi	endant, Willie Hemphill, by counsel, Ashley Schneider of the Marion
County Public Defender Ag	ency, having filed his Motion Requesting a Guilty Plea Hearing.
And the Court havin	g examined said Motion and being duly advised in the premises does
now GRANT said Motion.	•
IT IS THEREFORE	ORDERED, ADJUDGED AND DECREED that the case be set for
a Guilty Plea Hearing on the	th date of <u>Chaly</u> , 2015 at 10:30
AM (PM.)	

DISTRIBUTION:

Marion County Public Defender - Ashley Schneider

Marion County Prosecutor - Merima Popaja

Marion County Superior Court 20

STATE OF INDIANA)	IN THE MARION COUNTY SUPERIOR COURT
)SS:	CRIMINAL DIVISION, ROOM NO. 20
COUNTY OF MARION)	CAUSE NO. 49-G20-1504-F4-014470
)	The same series
STATE OF INDIANA)	
***)	(dea)
VS.)	JUN 3 0 2015
)	2010
WILLIE HEMPHILL)	Mulle a En

MOTION REQUESTING A GUILTY PLEA HEARING

Comes now the Defendant, Willie Hemphill, by counsel, Ashley Schneider of the Marion County Public Defender Agency, and files his Motion Requesting a Guilty Plea and Sentencing Hearing and would show the Court the following:

- That this matter is scheduled for a Final Pre-Trial Conference on July 13, 2015 at
 1:30 PM and a Jury Trial on July 23, 2015 at 8:30 AM.
- That the State of Indiana, through Deputy Prosecutor Merima Popaja has offered an offer that the Defendant wishes to accept.
- The tendered plea would entail dismissing the felony charges and pleading to the Possession of Marijuana (MB) charge, with no additional requirements besides time already served.
- That the Defendant is currently in custody at CCA and has been in custody since April 23, 2015.
- 5. That the Defendant would request that his case be set for a Guilty Plea Hearing at the Court's earliest convenience, and if the court's calendar, would request a hearing this week in order to allow him to spend the 4th of July with his family and friends.

Wherefore the Defendant requests that this matter be set for a Guilty Plea Hearing and for all other relief proper in the premises.

Respectfully submitted,

Ashley Schneider (Attorney # 30118-53)

Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the Marion County Prosecutor, by placing a copy of the same in the Prosecutor's Box of this Court, by delivering a copy of same to one of his duly appointed deputies, or by delivering a copy of same to his office, 251 E. Ohio Street, Suite 160 Indianapolis, Indiana 46204 on or before the date of filing.

Ashley K. Schneider

Marion County Public Defender Agency 151 N. Delaware St., Suite 200 Indianapolis, IN 46204 Phone - 317-327-4943 Ashley.Schneider@indy.gov

. In the Natter of Cause # 4962 . 1504-F4-014470
and Officers of Marion County Superior Court 20 6-25-2015
and Officers of Marion County Superior Court 20
From I Client Willie Hemphill # 683 723
I; Willie Hemphill do Reguest A Motion to Dismiss On the grounds of Improper Police Procedure; I llegal Search and Seizure; and Lack of Evidence
Improper Police Peocedure - Failure to Advise Ms. Hemphill of Pirtle Warning (Pirtle V. Indiana) 1975 while attenting
of Pirthe Warning (Pirtle V. Indiana) 1975 while attenting
to gain consent to search. Illegal Search and Seizure - No Search Warrant on Night in Quotien.
LACK of Evidence - No Firearm
Thank You for All Proper Relif. FIT. II. D. Please Send Me BACK A Filed Copy 2010 JUN 30 2015
Willie Hemphill # 683723; Pro Se Along with Attourer Attourney Law; Ashley Schneider # 30118-53; Prone 317-327-4943
Signed, Willie Famphill Dated: 6-25-2015
Berganally Appeared: Wille Hough VI Date: 6-25-15 Conty! Marion Commun Expire: 05/21/2021 Notary: Genry Caster / Ly Conty: Genry Caster

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<u>-</u>	In the Matter of Cause # 49620-1504-F4-014470
	and Officers of Marion County Superior Court 20 6-25-2015
	and Officers of Marion County Supreine Court 20
	6-25-2015
	From 1 Client Willie Hemphill # 683 723
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والمعالج المستخصصين	of Pirthe Warning (Pirtle V. Indiana) 1975 while attenting
	to gain consent to seekch.
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	LACK of Evidence - No Firearm
	THANK YOU FOR All PROPER Relif.
	Please Send Me BACK A Filed Copy ?
	Willie Hemphill # 683723; Pro Se Along with Attoeney At LAW; Ashley Schneider # 30118-53; Phone 317-327-4943
day	1/4W; FIShley Schneider " 30118 - 33; 317 - 327 - 7793
	Signed! Willie Houphell
	Dated: 6 -25 - 2015
	DAICA! Q NO AUIS
,	O. I. I. I. I. I. I.
	Bereard Append: Wille Harph 11 Date: 6-25-13 NOTARY PUBLIC
	1 William Olympian
·	County! Marion
-	Comme Explore: 65 /21 /2021 Notary Course Carter Contraction
	1 Notary burns laster / 1)

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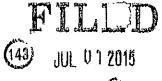
	In the Natter of Cause # 4962 1504-F4-014470
	and Officers of Marion County Superior Court 20 6-25-2015
الماسط في سرايات التشريفية والتسريفية في	and Officers of Marion County Superior Court 20
···	6-25-2015
	From Client Willie Hemphill # 683 723
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	On the grounds of Improper Police Procedure; I llegal
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	Improper Police Procedure - Failure to Advise Ms. Hamphill
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	Thank You for All Proper Relif. Please Send Me Back A Filed Copy ?
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, ma	Willie Hemphill # 683723; Pro Se Along with Attorney At
	Willie Hemphill # 683723; PRO Se Along with Attorney At LAW; Ashley Schneider # 30118-53; PROPERTY 327-4943
was up pr	Signed! Willie Humphell
	Dated: 6-25-2015
	Berganally Appearal: Wille Hamphy 11 NOTARY PUBLIC
•	Date: 6-25-15 Candal Marian Candal Marian
- · · · · · · · · · · · · · · · · · · ·	Conty! Marion Commun Explose: 05 /21 /2021
; ; ;	Notury: Course Caser 12021
1	

Willie Hemphill#683773 Marion County Jail II 2-D 730 E. Washington Street Indianapolis, IN 46202

CENTRACTOR IN ACC 一切是 的两天可怜

Clerk of Court 20; MylA A. Eldride City-County Building 200 E. WAShington Steet, Suite E-439 Indianapolis, Indiana







Case Name State of Indiana vs.	Willie Hemphill	-	Number 20-1504-F4-014470	Court Marion Superior Court, Criminal Division	
Judicial Officer Seiter, David Michael-	i i	Prosecutor Merima Popaja			ense Attorney ley Kathleen Schneider
Date of Offense 04/22/2015	Date of Sente 07/01/2015	ncing	TCN Number 9520217447		Gallery Number 000000683723

The Defendant was charged with the following crimes, resulting in the following Dispositions under the abovereferenced cause:

PARTI	CHARGES			
COUNT	CRIME	GOC	STATUTORY CITATION	DISPOSITION
I	35-47-4-5(c)/F4: Unlawful Poss. of a Fireann by Serious Violent Felon		35-47-4-5(c)	Dismissed
11	35-48-4-11(a)(1)/MB: Possession of Marijuana		35-48-4-11(a)(1)	Plea by Agreement

As a result of the above convictions, the Court has sentenced the defendant as follows:

PART,II	SENTENCE				
COUNT	SENTENCE	SENTENCE SUSPENDED		CONSECUTIVE	WITH (COUNT OR CASE NUMBERS)
ı.	0 Year(s) and 140 Day(s)	0 Year(s) and 0 Day(s)			

COUNT	CONFINEMENT TYPE	CONFINEMENT COMMENTS
ll l	County Jail	Indigent as to court fines, fees and costs.

The Defendant is to serve this sentence at: Marion County Jail

PÄRTIII	IT TIME CALCULATION	
ТҮРЕ	NUMBER OF ACTUAL DAYS CONFINED	CREDIT DAYS EARNED
Incarceration (All Credit Days apply to Case Number 49G20-1504	1-F4-014470) 70	70

PART IV SENTENCING CONDITIONS								
CONDITION	DURATION	LOCATION	AMOUNT/COMMENT	EFFECTIVE	END			

The Court is assessing Court Costs and Fees in the amount of \$0.00 and a Monetary Award (if applicable) in the amount of \$. The authority for this Order and the breakdown of the costs and fees are as follows and are found in Indiana Code, Sections 33-37-4-1, -4 and 33-37-5-19.

PARTV	MONETARY OBLIGATIONS		
Court Costs and Fees			
	\$0.00		
	Total: \$0.00		
	·		

Restitution							
In the Amount of \$.							
Awarded To:	Awarded Against:	Payable Through ☐ Marion County Clerk ☐ Marion County Prob	ation				
Comments:							
<u> </u>							
PART.VI	ADDI'	TIONAL SENTENCING INFORMATION					
Date to Report for Incarceration 07/01/2015	Additional Comments and	1 Orders					
Justin Cost / Down of		7/1/2015					
Judicial Offider	-	Date					

The Commissioner recommends to the Judge that this order be approved.

It is therefore Adjudged and Decreed that the foregoing Optior is Approved.

Wednesday, July 01, 2015

Shatrese M. Flowers, Judge

*Original signature on file with the Court.



Case Name State of Indiana vs. Willie Hemphill			Case Number 49G20-1504-F4-014470	Court Marion	Court Marion Superior Court, Criminal Division 20	
		Prosecu Merima			efense Attorney shley Kathleen Schneider	
Date of Offense 04/22/2015	Date of Sen 07/01/2015	•	TCN Number 9520217447		Gallery Number 000000683723	

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COUNT	CONFINEMENT TYPE	CONFINEMENT COMMENTS
11	County Jail	Indigent as to court fines, fees and costs.

The Defendant is to serve this sentence at: Marion County Jail

PART III CREDIT TIME CALCULATION		
TYPE	NUMBER OF ACTUAL DAYS CONFINED	CREDIT DAYS EARNED
Incarceration (All Credit Days apply to Case Number 49G20-1504-F4-014470)	70	70

PARTIV		SENTENCING CONDI	TIONS	in fallow to Security 2011.	
CONDITION	DURATION	LOCATION	AMOUNT/COMMENT	EFFECTIVE	END

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PARTV	RY OBLIGATIONS
Court Costs and Fees	
	\$0.00
Total:	\$0.00
	·

Restitution					
In the Amount of \$.					
Awarded To:	Awarded Against:	Payable Through ☐ Marion County Clerk ☐ Marion County Probation			
Comments:					
PART VI	ADDIT	TIONAL SENTENCING INFORMATION			
Date to Report for Incarceration 07/01/2015	Additional Comments and	l Orders			
Indiaire Officer		7/1/2015 Date			
Judicial Officer	,	Date			
The Commissioner recomm	nends to the Judge that this orde	er be approved.			
It is therefore Adjudged ar	nd Decreed that the foregoing Or	der is Approved.			
Wednesday, July 01, 2015					
	Shatrese M. F	Flowers, Judge			

*Original signature on file with the Court.

STATE OF INDIANA

IN THE MARIC SUPERIOR COURT CRIMINAL DIVISION, ROOM 20

COUNTY OF MARION STATE OF INDIANA (143)

JUL 0(1 2016

Cause No. 49G20-1504-F4-014470

Willie Hemphill

•	MOTION TO DISMISS	
The S	State of Indiana moves the Court to dismiss all counts. only the following counts:	;
	Unlawful Possession of a Firearm by a Seriaus Violent Feb	
		2,1,1
Count		••
Count		-
Count		•
	·	n.
for the follows	ing reasons:	٠
<u>Code</u>	Charge	
01	Evidentiary Problems	
02	Essential Police Witness Not Present	
03	Essential Civilian Witness Not Present	
(04)	Plea Agreement	
05	Diversion	
. 06	State Declines Prosecution	
07	Restitution Made To Victim	
16	Good Defense	
. 31	Unable To Locate Essential Witness	
65	Defendant Deceased	
. 67	Victim Recants	•
	Other:	
22/21/0	- Mada Cood!	
07/01/2015 Date	permangy 4	
Date	Deputy Prosecuting Attorney	
The C		
sustains said mo	urt having examined said Motion to Dismiss, and being duly advised, now otion.	
	(1)/Mn	
Date	Judge, Marion Superior Court	and the second of the second o

STATE OF INDI	MARION SUPERIOR COURT, CRIMINAL DIVISION 20 Case No.: 49 G20- 150 y - F4 - 014470 Plaintiff; (143) Defenderer of the Marion Security of Conviction and Sentence
The court now find and cross-examine	hasel, knowingly and voluntarily waives said right; and the State by its Deputy Prosecutor DANT HAVING ENTERED A PLEA OF GUILTY: Is that the Defendant was advised of his/her right to a public and speedy trial by jury; the right to confront witnesses against him/her; the right to subpoena witnesses, the right to require the State to prove his/her onable doubt at a trial in which he/she does not have to testify; and the defendant has the right to appeal any lege.
possibility of increating the Court does not bound by the agree THE COURT I voluntarily waived THE COURT I The Court accept THE DEFENDA	FURTHER FINDS that the Defendant understood each of those rights and advisement's and knowingly and each of those rights and that the Defendant understands the nature of the charges against him/her. FINDS that the Defendant read understood and signed a written waiver of those rights. FURTHER FINDS that there is a factual basis for the charge pts Defendant's PLEA OF GUILTY. BY COURT BY JURY
Count I	NTERS A JUDGMENT OF CONVICTION FOR THE OFFENSE(S) OF: Poss of my Level 2 3 4 5 6 lony
	CLASS A B C D Misdemeanor
Count	
	CLASS A B C D Misdemeanor
Count	, LEVEL \(\bigcup_2 \) \(\bigcup_3 \) \(\bigcup_4 \) \(\bigcup_5 \) \(\bigcup_6 \) \(\bigcup_Felony \)
	CLASS A B C D Misdemeanor
Count_	
Sentencing He Sen	CLASS A B C D Misdemeanor
The Court now co	onducts a sentencing hearing and considers: the pre-sentence report; the nature and circumstances mmitted; the risk that the Defendant will commit another crime; and the prior criminal record, dition of the person.
That there are	ving heard evidence after offering both sides an opportunity to adduce evidence) now finds: no aggravating or mitigating circumstances; the aggravating mitigating circumstances;

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED THAT THE DEFENDANT BE SENTENCED:
G228 Counts Judgment of conviction entered as Misdemeanor (ALT, MISD.)
Count I Possession of MJ LEVEL 2 3 4 5 6 Felony
Imposed Years Days; Executed CLASS A B C D Misdemeanor
Pursuant to IC 35-38-1-5(b), the Court notes that it currently costs an average of \$53.96 per day to house an adult inmate at the Indiana Department of Corrections. The defendant's sentence calls for an executed term of imprisonment* of days. Accordingly, the estimated total cost to incarcerate the defendant for this term of imprisonment is \$ This estimated cost does not include reductions which will result if the defendant is eligible to receive credit for time served in confinement prior to conviction, credit time earned to date or in the future, or any other credits against the sentence. The estimated cost also does not reflect any future changes in the cost of incarceration.
Count, LEVEL123456Felony
Imposed Years Days; Executed Years Days; Suspended Years Days; Sentence to run Concurrent Consecutive to Count Probation for Years Days Standard Terms and Conditions of Probation Probation to run Consecutive to Count
CLASS A B C D Misdemeanor
Imposed Years Days; Executed Years Days; Suspended Years Days; Sentence to run Concurrent Consecutive to Count Probation for Days Standard Terms and Conditions of Probation Probation to run Concurrent Consecutive to Count
•
·
Case sentence to run Concurrent Consecutive to cause number

∏G171 ∏D177	Commitment ordere	d to MCJ 260	OC HOC MC	CC nfinement before	centencing and an
additional		lass (1) 2, A, B, C,	ys for time spent in co D) credit time and	days for	time served on home
detention.	Defendant is assesse	d court costs of \$; total ca	se fines of \$	
₹ 610	Fine and Costs suspe	nded, Defendant i	ndigent.		
	Defendant shall self		on release. / Correction Center St	n ff	
[D491	Defendant to be refer	sed to Community	Correction Center Si	a11.	
Sentencin condition:					

		MONET	FARY OBLIGATIONS		
in a satisfac Counsel, A due will be	ctory manner as determi collection fee will be a collected as a condition	ned by probation, sudded. If a Conditional of probation by the	ch fees maybe referred fo il Release Fee was assess	or collection to the sed prior to sentenc You are hereby ass	rder of the Marion Superior a Civil Judgment. If not paid City Office of Corporation ing, any remaining balance essed the following fees (if
☐ADS Fee	÷		untermeasure Fee ug Interdiction Fee	Child A	Abuse Fee
T1	n User Fees rug Screen Fees	Dn Co	ug Interdiction Fee urt Costs	Safe S Fines	chool Fee
Public I Restitution	Defender Fee	☐Do	mestic Violence Fee	_	
			e		
R	ecipient		\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$		
R	ecipient		\$		
	signed recommends to CE be approved.	the Judge that tha	at the ORDER OF JU	DGMENT OF C	CONVICTION AND
			Doef		
			Magistrate or Com	inissioner	
			D, THAT SAID FIN NCE ARE HEREBY		
	415			R: So	ollek
			Judge Sharrese M. Marion Superior C		vision 20

STATE OF INDIANA	.)) SS:	IN THE MARION SUPERIOR COURT
COUNTY OF MARION)	CRIMINAL DIVISION, ROOM 20
STATE OF INDIANA, Plaintiff,)))	CAUSE: 49G20-1504-F4-014470
v .)	(146) JUL 0 1 2015
WILLIE HEMPHILL, Defendant.)	Myla a. Eldridge

PLEA AGREEMENT

The Defendant, in person and by counsel, Ashley Schneider, and the State of Indiana, hereby enters into this plea agreement made pursuant to negotiations. The parties agree as follows:

- 1. This agreement, signed by the Defendant, Defense Counsel, and the Deputy Prosecuting Attorney assigned to the above case, shall be introduced into evidence by stipulation of all the parties at the time of the guilty plea.
- 2. Defendant enters into this agreement knowing that the Court has the authority to accept or reject the agreement and understands that the Court may take the Defendant's criminal record into consideration in determining whether to accept or reject this plea agreement.
- 3. The Defendant agrees to plead guilty to:

COUNT II: POSSESSION OF MARIJUANA/MB

4. At the time of sentencing, the State will dismiss:

COUNT I: UNLAWFUL POSSESSION OF A FIREARM BY A SERIOUS VIOLENT FELON/F4

- 5. At the time of the taking of the guilty plea and again at the time of the Defendant's sentencing, the State reserves the right to question witnesses and comment on any evidence presented upon which the Court may rely to determine the sentence to be imposed; to present testimony or statements from the victim(s) or victim representative(s), and the State of Indiana and the Defendant agrees that the Court shall impose the following sentence:
 - a. COUNT II: POSSESSION OF MARIJUANA/MB

- A total of 140 days executed placement in Marion County Jail with credit for 140 days executed time served (70 actual days; 04/23/2015-07/01/2015);
- b. All other aspects of the Defendant's sentence shall be determined by the Court, after argument by the parties
- 6. Defendant hereby waives the right to appeal any sentence imposed by the Court, including the right to seek appellate review of the sentence pursuant to Indiana Appellate Rule 7(B), so long as the Court sentences the defendant within the terms of this plea agreement (2).
- 7. The Defendant acknowledges that the State's recommendation, or agreement to make no recommendation, is based on the Defendant's criminal history known to the Deputy Prosecutor representing the State at the time this agreement is executed and who entered into the agreement. In the event that such information is incomplete, that a further or more accurate criminal history is discovered prior to the entry of judgment or the defendant is charged with the commission of another offense prior to sentencing, the State reserves the right to unilaterally withdraw from this agreement at any time prior to the entry of judgment herein. I.C. 35-38-1-17 (WH).
- 8. The Defendant understands and acknowledges by his/her initials that if this agreement is accepted by the Court, the Defendant will give up the following rights:
 - \underline{wh} (a) the right to a public and speedy trial by jury;
 - with (b) the right to confront and cross examine the witnesses against him/her;
 - the right to have compulsory process for obtaining witnesses in his/her favor:
 - the right to require the State to prove his/her guilt beyond a reasonable doubt;
 - $\underline{\psi}\underline{\#}$ (e) the right to remain silent and the right not to be compelled to testify against oneself;
 - $\underline{w}\#$ (f) the right to present evidence on one's own behalf and to be presumed innocent until proven guilty beyond a reasonable doubt;
 - $\underline{w} \not + (g)$ the right to appeal the conviction(s).
- 9. The Defendant further acknowledges that entry of a guilty plea pursuant to this agreement constitutes an admission of the truth of all facts alleged in the charge or counts to which the Defendant pleads guilty and that entry of the guilty plea will result in a conviction on those charges or counts (<u>w#</u>).

- 10. The Defendant acknowledges satisfaction with Defense Counsel's representation and competency in this matter (\cancel{UH}). The Defendant believes this agreement to be in the Defendant's best interest (\cancel{UH}).
- 11. The Defendant acknowledges that he/she has a right to pursue post-conviction relief, if there is a legal and factual basis to do so, and that entering a guilty plea herein does not operate as a waiver of that right. $(\cancel{\cancel{//+}})$.
- 12. The Defendant affirms that if he/she is not a citizen of the United States, he/she wishes to enter a guilty plea even if a conviction in this case results in deportation, denial of re-entry, prohibition of citizenship, or loss of any future immigration benefit. $\ell^{\nu} \hbar$.

13. This agreement embodies the entire agreement between the parties and no promises or inducements have been made or given to the Defendant by the State which is not part of this written agreement. ($\frac{k + \hbar}{2}$).

Willie Hemohill Defendant

Ashler Schneider, Defense Counsel 30118-53

Merima Popaja, 30087-49

Deputy Prosecuting Attorney

STATE OF INDIANA)	SS:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION COURT 20
COUNTY OF MARION)		CAUSE NO.: 49-G20-1504-F4-014470
STATE OF INDIANA)		
vs) }		
WILLIE HEMPHILL	ý		
ORDER ON DE	EFENDANT'S	<u>MOTIC</u>	ON TO EXCLUDE TESTIMONY
The Defendant, by o	counsel of the M	Iarion C	County Public Defender Agency, having filed
this Motion to Exclude, wh	ich reads in the	followi	ng words and figures, to wit:
		(H.I.)	,
And the Court having	g examined the	same, l	nereby grants the same,
exclu	NTS the motion ded from trial;	or	ders any testimony of Danika Wright to be
SETS	this matter for	hearing	g on at
So ORDERED			, 2015.
-			Honorable Judge Marion Superior Court Criminal Division, Room 20
DISTRIBUTION:			
Marion County Prosecuto	r's Office – M.	Popaja	1
Marion County Public De	fender's Office	- A. S	chneider
•			

STATE OF INDIANA		<i>)</i>	SS:	CRIMINAL DIVISION COURT 20
COUNTY OF MARION	1)		CAUSE NO.: 49-G20-1504-F4-014470
STATE OF INDIANA		,))		•
Vs.))		•
WILLIE HEMPHILL)		
ORDER ON	DEFENDA	NT'S M	OTIO	ON TO EXCLUDE TESTIMONY
The Defendant,	by counsel of	the Mai	rion Co	ounty Public Defender Agency, having filed
this Motion to Exclude,	which reads i	in the fo	llowin	g words and figures, to wit:
			(H.I.)	•
And the Court ha	aving examin	ed the sa	ame, h	ereby grants the same,
	RANTS the r ccluded from			lers any testimony of Danika Wright to be
D	ENIES the m	otion; o	r	
SI	ETS this matt	ter for he	earing	onat
So ORDERED_				_, 2015. ·
				Honorable Judge Marion Superior Court Criminal Division, Room 20
DISTRIBUTION:				•
Marion County Prosec	utor's Office	-M. P	opaja	
Marion County Public	Defender's (Office –	A. Scl	hneider

STATE OF INDIANA)	SS:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION COURT 20
COUNTY OF MARION)	55.	CAUSE NO.: 49-G20-1504-F4-014470
STATE OF INDIANA)		
vs.)		
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•		(H.I.)	,
And the Court having ex	amined the	e same, ł	nereby grants the same,
GRANTS excluded			ders any testimony of Danika Wright to be
DENIES	he motion	ı; or	
SETS this	matter fo	r hearing	onat
So ORDERED			, 2015.
			Honorable Judge Marion Superior Court Criminal Division, Room 20
DISTRIBUTION:			
Marion County Prosecutor's C)ffice – M	. Popaja	
Marion County Public Defend	er's Offic	e – A. Sc	chneider

	Case ID	Date:
	To:From: _	Any Barbas
	Speedy trial requested;	Deadline
	Set for Jury Trial S	et for Court trial
•	set for hearing	le 11
	Order giving opposing	
•	Bring File	
	Order Progress Report	
	Request PSI	
	Send Notice	•
	Diary	
	Other	

.

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•



GRANT COUNTY GRANT COUNTY SHERIFF Case Report

Case #: 2015-031971

Date: 10/04/2015 Time: 02:17

Event: Status: CASE CLOSED Disposition: ARREST

Code: 8081 Description INTOXICATED DRIVER

Code: 8121 Description TRAFFIC STOP

Case Officer: 1079 - JRAYBOULD Case Supervisor: 288 - PKOLB

Source: OFFICER

Location:

Address: 4401, S WESTERN AV, MARION, IN, 46953

Additional Info: ROUND ROBIN BINGO

Contact: SHF:2739

Place Code: HIGHWAY Beat: D3

Time:

Occurred From: 10/04/2015 02:17 To: 10/04/2015 02:17 Reported: 10/04/2015 02:17

Closing Information:

Disposition: ARREST Response: ARREST REPORT Status: CITATION False Alarm: NA Date/Time: 10/05/2015 02:09 Closed Status: POLICE REPORT

Remarks: WILLIE HEMHILL WAS THE DRIVER DURING A TRAFFIC STOP AND WAS BELIEVED

TO BE INTOXICATED. A BLOOD DRAWWAS COMPLETED AND MR. HEMPHILL WAS

ARRESTED FOR OWI

10/04/2015 02:17 Badge/Name: 1069/CKIRKPATRICK

VEHICLE TOOK A WHILE TO STOP

10/04/2015 02:23 Badge/Name: 1069/CKIRKPATRICK

2739 Status Check - Unit checks OK

10/04/2015 02:27 Badge/Name: 1069/CKIRKPATRICK

2739 Status Check - Unit checks OK

10/04/2015 02:27 Badge/Name: 1069/CKIRKPATRICK

2732 Status Check - Unit Timer cancelled by operator

10/04/2015 02:31 Badge/Name: 1069/CKIRKPATRICK

2739 Status Check - Unit checks OK

10/04/2015 02:35 Badge/Name: 1069/CKIRKPATRICK

2739 Status Check - Unit checks OK

10/04/2015 02:35 Badge/Name: 1069/CKIRKPATRICK 2712 Status Check - Unit Timer cancelled by operator

10/04/2015 02:37 Badge/Name: 1069/CKIRKPATRICK ONE IN CUSTODY

10/04/2015 02:38 Badge/Name: 1069/CKIRKPATRICK ENROUTE FOR 42

10/04/2015 02:56 Badge/Name: 1069/CKIRKPATRICK ENROUTE TO SPRINGHILL DR WITH ONE FEMALE

10/04/2015 03:05 Badge/Name: 1069/CKIRKPATRICK 2712 Status Check - Unit checks OK

10/04/2015 03:06 Badge/Name: 1069/CKIRKPATRICK NO ONE ON 17TH ST--HEADING TO 14TH ST

10/04/2015 03:33 Badge/Name: 1069/CKIRKPATRICK ENROUTE TO HOSPITAL FOR BLOOD DRAW

10/04/2015 05:43 Badge/Name: 1079/JRAYBOULD

On 10/4/2015 at approximately 0214 hours I, Deputy Jeffrey Raybould, was in the area of 6500 South State Road 37 when I observed a vehicle travelling northbound at what appeared to be a high rate of speed. When I got to the area of 4100 South State Road 37 I was finally able to catch up to the vehicle enough to clock the vehicle with my radar. Using Stalker Radar Unit #69 I clocked the vehicle travelling 78 MPH in a 55 MPH zone. I was able to get behind the vehicle; which was a white KIA mini van, when it was stopped at a red light at the intersection of State Road 37 and State Road 9. The white van initially was in the lane to continue Northbound on Washington Street but it activated it's left hand turn signal and moved into the left hand turn lane and deactivated the turn signal. The traffic light turned green and the van made a left hand turn onto State Road 9 (South Western St.) without using a turn signal to let other driver's know safely his intention to turn. I also did not observe a license plate on the vehicle at that time. When the van was making the left hand turn I activated my emergency lights to initiate a traffic stop. With my emergency lights activated the van continued slowly northbound on State Road 9 until it finally pulled into the parking lot of Round Robin Bingo (4401 South Western) and came to a stop. At that time I noticed the Temporary License Plate in the rear window.

When I approached the vehicle I made contact with driver, Willie Hemphill, and passenger Schrelle Hemphill. I asked Mr. Hemphill for his driver's license and registration and he handed me the proof on insurance without me asking. After reminding Mr. Hemphill that I needed his driver's license he removed his wallet from his rear pocket. As Mr. Hemphill was attempting to remove his license from his wallet I noticed his manual dexterity was poor. Mr. Hemphill had issues opening his wallet and also had issues removing his license from his wallet. I asked Mr. Hemphill where he was headed and he said he was on his way to Marion from Indianapolis to see his 12 year old son. As Mr. Hemphill was speaking to me I noticed his speech was slurred and I could detect the strong odor of alcoholic beverages coming from the vehicle. As I was speaking to Mr. Hemphill he would not make eye contact with me. As I was looking in the back seat for other passengers I noticed an opened 30 pack of Natural Light beer. I asked Mr. Hemphill if he had anything to drink tonight and he first told me no, but then changed his story and said he had a few beers about four hours ago. Mr. Hemphill handed me his license, Ms. Hemphill's license and the receipt for the vehicle that he just purchased today. I

went back to my vehicle and ran Mr. Hemphill's information through dispatch and they advised he was valid.

I went back to the vehicle and explained to Mr. Hemphill that I was going to need him exit the vehicle so I could have him perform some field sobriety tests. Mr. Hemphill opened his driver's door and started to exit the vehicle before he unbuckled himself from the seat belt. Mr. Hemphill unbuckled himself and as he exited the vehicle he dropped a credit card out of the car. As Mr. Hemphill walked to the back of his vehicle I noticed his balance was poor. I had Mr. Hemphill stand at the back of his van and as he was doing so he had to lean on the back of his van to keep his balance. I had to instruct Mr. Hemphill to step forward from the van before I started field sobriety.

The first test I had Mr. Hemphill perform was the horizontal gaze nystagmus test. Mr. Hemphill was not wearing any glasses and he said he was not wearing any contacts. Mr. Hemphill showed lack of smooth pursuit in both eyes, showed distinct and sustained nystagmus in both eyes and showed the onset of nystagmus in both eyes from to 45 degrees. Mr. Hemphill also showed vertical nystagmus in both eyes. As I having Mr. Hemphill perform her horizontal gaze nystagmus test I noticed his eyes were bloodshot and glassy.

I started to explain the instructions to the nine step walk and turn test and I asked Mr. Hemphill if he had any knee or leg issues. Mr. Hemphill said he had some rods and pins in his left leg from a previous injury and proceeded to show me a scar on his upper left leg. I asked Mr. Hemphill if he felt comfortable doing the nine step walk and turn test and he said he would do the test. I started demonstrating the tests to Mr. Hemphill when he interrupted me and said he did not feel comfortable performing the test because of his leg injury. I explained the one leg stand test to Mr. Hemphill and also did a demonstration and he said he did not feel comfortable performing that test either.

I gave Mr. Hemphill a portable breath test which he failed. I read Mr. Hemphill the Indiana Implied Consent Warning but he could not give me a definitive answer at that time if he would take the test. I placed Mr. Hemphill in handcuffs, double locked and checked for tightness, and transported him to the Grant County Security Complex without incident. Sgt. Eric Fields stood by with the vehicle while Ms. Hemphill attempted to contact a sober driver. I brought Mr. Hemphill into the breathalizer room at the Jail and once again read him the Indiana Implied Consent Warning. I asked Mr. Hemphill if he would take the chemical test and he would not give me an answer without talking to his lawyer. I told Mr. Hemphill that I just needed a yes or no answer and he said "I don't think so." I escorted Mr. Hemphill out of the breathalizer room and handed him over to the jail staff while I contacted a Judge for a search warrant.

I then had an recorded oral probable cause hearing with Honorable Judge Dana Kenworthy to obtain a Search Warrant for Mr. Hemphill's blood. At 0327 hours Judge Kenworthy found probably cause for the search warrant and instructed me to affix her name to the Search Warrant that I prepared. The audio from the Oral Probable Cause hearing will be transcribed and forwarded to Judge Kenworthy when complete.

With Search Warrant in hand I transported Mr. Hemphill to Marion General Hospital for the blood draw. Prior to Mr. Hemphill's blood being drawn I read him the Search Warrant. Mr. Hemphill stated he understood the search warrant but said it was against his religion to have his blood drawn. When we asked Mr. Hemphill what religion he practiced he would not give me an answer. At 0350 hours Marion General Hospital Phlebotomist Barry Edwards drew blood from the left hand of Mr. Hemphill into the two grey top vials from the Indiana Department of Toxicology Blood Draw Kit. Once Mr. Hemphill's blood was drawn I secured the two grey top vials in the blood draw kit and they were later entered into evidence.

When complete at the hospital I transported Mr. Hemphill back to the Jail where he was handed over to the jail staff. Mr. Hemphill was arrested for OWI C- Misdemeanor, cited for Speeding and Failure to

Signal Lane Change or Intention to Turn.

Toxicology Results Pending

Stalker Radar Unit #69 was checked for calibration before and after the traffic stop.

Attachments:

OWI PAPERWORK:

Attached By: 335 - SBEYER On: 10/05/2015 09:24

COMPLAINANT:

Name: GRANT COUNTY SHERIFF

Address: 214, E 4TH ST, MARION, IN, 46952

Contact: SHF:2739

DRIVER, ARRESTED:

Name: HEMPHILL, WILLIE J

Address: 27, N GRAY ST, INPOLIS, IN, 46201

Details: Sex: M Race: B DOB: 09/10/1971 Age: 44 Height: 5' 10" Weight: 165 lbs Hair

Color: BLACK Eye Color: BROWN Speech: SLURRED Appearance: INTOXICATED

Identifiers: DL: 0880739019 ST: IN SSN:

OPERATING A VEHICLE WITH A BAC OF 0.08 OR

MORE Reference: 000060504452 UCR: 8081 Arrest Date: 10/04/2015 Court: GRANT COUNTY

SUPERIOR 3

Charge - On: 10/04/2015 00:00 Charged By: 1079 - JRAYBOULD Offense: IC 9-21-5-2(A)(2) ~

SPEEDING (EXCEEDING SPEEDLIMIT) Reference: 000060504452 UCR: 8300 Arrest

Date: 10/04/2015 Court: GRANT COUNTY SUPERIOR 3

Charge Remarks: 78/55

Charge - On: 10/04/2015 00:00 Charged By: 1079 - JRAYBOULD Offense: 9-21-8-25- FAILURE

TO SIGNAL LANCE CHANGE OR INTENTION TO

TURN Reference: 000060504452 UCR: 8300 Arrest Date: 10/04/2015 Court: GRANT COUNTY

SUPERIOR 3

PASSENGER:

Name: HEMPHILL, SCHRELLE SHWANTA Address: 27, N GRAY ST, INPOLIS, IN, 46201

Contact: SHF:2739

Details: Sex: F Race: B DOB: 08/16/1977 Age: 38 Height: 5' 2" Weight: 230 lbs Hair

Color: BLACK Eye Color: BROWN

Identifiers: DL: 1720246792 ST: IN SSN:

STOPPED:

LIC: E989017 ST: IN Type: TM Year: 2015 VIN: KNDUP131036409172

Make/Model: Type: AUTO Make: KIA Model: SEDONA Style: VAN Year: 2016 Color: WHITE

Remarks: OWNER= OWNER=

Evidence Items				
Item TAG	Property Type	Details		

	Log Date,Time,Badge	
1		Make: INDIANA DEPT OF TOXICOLOG Model: BLOOD DRAW KIT Serial: 37437 Quantity: 2.00 Description: TWO GREY TOP VIALS CONTANING BLOOD FROM WILLIE J. HEMPHILL. OBTAINED WITH SEARCH WARRANT
	10/05/2015 08:46 450	Type: ENTERED - SENT TO DEPT OF TOX/// - From/By: JRAYBOULD
		Type: RELEASED - To:DEPT OF TOXICOLOGY Reason:TESTING - From/By: staylor/197

Investigators:

1079/JRAYBOULD Case Officer

288/PKOLB Case Supervisor

1079/JEFFREY RAYBOULD(P) ATTENDING UNIT - 2739

484/WESLEY MCCORKLE ATTENDING UNIT - 2732

238/ERIC FIELDS ATTENDING UNIT - 2712

288/PKOLB Level 4 Reviewer - 10/05/2015

Photo obtained by APM Reports from the Grant County Sheriff's Department in Marion, IN. Dated: 10/4/2015.



This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

State of Indiana v. Willie J. Hemphill

Case Number	27D03-1510-CM-000237	
Court	Grant Superior Court 3	
Туре	CM - Criminal Misdemeanor	
Filed	10/05/2015	
Status	07/25/2016 , Decided	
Reference	Prosecutor Case Management Number	27D03-1510-CM-DM53676
	Police Agency Number	2015-31971
	Original County Cause Number	D315CM237

Parties to the Case

Defendant Hemphill, Willie J.

Description Male, Black, 5' 10", 190 lbs.

Address 501 W MAIN ST

Plainfield, IN 46168

Other Agency Numbers

000000683723 Indianapolis Metropolitan Police

State State of Indiana

Plaintiff

Attorney Scott J. Hunt

#2861327

101 E 4th Street, Room 107

Marion, IN 46952 765-664-0739(W)

Charges

01 10/04/2015 9-30-5-2(a)/MC: Operating a Vehicle While Intoxicated

Citation# 60504452 Statute 9-30-5-2(a) Degree MC

02 10/04/2015 9-21-5-2(a)/IFC: Speeding

Statute 9-21-5-2(a) Degree IFC

03 10/04/2015 9-21-8-25/IFC: Failure to Signal for Turn or Lane Change

Statute 9-21-8-25 Degree IFC

Chronological Case Summary

10/05/2015 Case Opened as a New Filing

10/06/2015 Notice Issued to Parties

Sent To: Hemphill, Willie J.

10/06/2015 ENotice Issued to Parties

Sent To: Wright, Shannon Kathleen

10/06/2015 Hearing Journal Entry

Defendant appears and is advised of his constitutional rights, charges and possible penalties. Not guilty plea entered on defendant's behalf. Bench trial is set for 11-9-15 at 8:30 a.m. Records check ordered. Omnibus date is 11-9-15.

Defendant is or'd. jw

Present: Hemphill, Willie J. Hearing Date: 10/06/2015

10/06/2015 Hearing Scheduling Activity

Bench Trial scheduled for 11/09/2015 at 8:30 AM.

10/07/2015 Notice Issued to Parties

Sent To: Hemphill, Willie J.

10/07/2015 ENotice Issued to Parties

Sent To: Wright, Shannon Kathleen

10/09/2015 Administrative Event

PSC Screening indicates the Defendant may be eligible for the Court Certified Program. Bl

10/10/2015 Notice Issued to Parties

Sent To: Hemphill, Willie J.

10/10/2015 ENotice Issued to Parties

Sent To: Wright, Shannon Kathleen

11/06/2015 Administrative Event

Probation files records check. jw File Stamp: 11/05/2015

11/07/2015 Notice Issued to Parties

Sent To: Hemphill, Willie J.

11/07/2015 **ENotice Issued to Parties**

Sent To: Wright, Shannon Kathleen

11/09/2015 **Bench Trial**

Session: 11/09/2015 8:30 AM, Judicial Officer: Haas, Warren

11/16/2015 Administrative Event

Defendant failed to appear for bench trial on 11-9-15. Bench warrant now issued returnable instanter with no bond. jw

11/17/2015 Notice Issued to Parties

Sent To: Hemphill, Willie J.

2 of 5 5/29/18, 1:00 AM

11/17/2015 ENotice Issued to Parties

Sent To: Wright, Shannon Kathleen

04/21/2016 Warrant or Writ of Attmnt for the Body of a Person Issued

04/22/2016 Notice Issued to Parties

Sent To: Hemphill, Willie J.

04/22/2016 ENotice Issued to Parties

Sent To: Luttrull, James David JR

05/06/2016 Document Filed

Defendant files Pro Se Defendant Petitioner's Entry of Appearance and Verified Petition for Resolution of Detainer. jw

Filed By: Hemphill, Willie J. File Stamp: 05/05/2016

05/07/2016 Automated Paper Notice Issued to Parties

Sent To: Hemphill, Willie J.

05/07/2016 Automated ENotice Issued to Parties

Sent To: Luttrull, James David JR

05/18/2016 Administrative Event

Mailed Notice returned as attempted-not known/unable to forward as to Willie J Hemphill

05/19/2016 Automated ENotice Issued to Parties

Sent To: Luttrull, James David JR

07/22/2016 Warrant or Writ of Attmnt for the Body of a Person Served

7/21/16

07/22/2016 Warrant or Writ of Attmnt for the Body of a Person Served

07/22/2016 Hearing Journal Entry

Defendant appears on failure to appear warrant and advises the Court he would to proceed without counsel. Defendant is again advised of his rights. State is available at 1:30 p.m. today to speak with the defendant about a possible plea agreement. jw

Present: Hemphill, Willie J. Hearing Date: 07/22/2016

07/22/2016 Change of Plea Hearing

Session: 07/22/2016 1:30 PM, Judicial Officer: Haas, Warren

07/22/2016 Hearing Scheduling Activity

Change of Plea Hearing scheduled for 07/22/2016 at 1:30 PM.

07/23/2016 Automated ENotice Issued to Parties

Sent To: Hunt, Scott J.

07/25/2016 Motion to Enter Plea Pursuant to Plea Agreement Filed

Filed By: Hemphill, Willie J. File Stamp: 07/22/2016

3 of 5 5/29/18, 1:00 AM

07/25/2016 Plea Agreement Filed

Filed Stamp: 07/25/2016

07/25/2016 Hearing Journal Entry

Present: Hemphill, Willie J.
Present: State of Indiana
Present: Hunt, Scott J.
Hearing Date: 07/22/2016

07/25/2016 Document Filed

State's Exhibit 1 - Toxicology Report.

Filed By: State of Indiana
Filed By: Hunt, Scott J.

File Stamp: 07/22/2016

07/25/2016 **Judgment**

Haas, Warren

- 01. 9-30-5-2(a)/MC: Operating a Vehicle While Intoxicated
 - Plea by Agreement
- 02. 9-21-5-2(a)/IFC: Speeding
 - Dismissed
- 03. 9-21-8-25/IFC: Failure to Signal for Turn or Lane Change
 - Dismissed

07/25/2016 ZNT - An Electronic SR16 has been sent to the BMV

Ticket Substitute SR16 sent to BMV for Charge 1 for Statute 9-30-5-2(a)

07/25/2016 **Sentenced**

Haas, Warren

1. 9-30-5-2(a)/MC: Operating a Vehicle While Intoxicated

Confinement to Commence: 07/22/2016

County Jail Term: 6 Days Jail Credit: 3 Days

Comment: Court further imposes costs. If defendant does not have costs paid in full by 12-29-17, he is to

appear for a hearing on that date at 8:30 a.m. (RJO). jw

07/25/2016 Hearing Scheduling Activity

Hearing scheduled for 12/29/2017 at 8:30 AM.

07/26/2016 Automated ENotice Issued to Parties

Sent To: Hunt, Scott J.

12/29/2017 **Hearing**

Session: 12/29/2017 8:30 AM, Judicial Officer: Haas, Warren

Result: Commenced and concluded

12/29/2017 Hearing Journal Entry

Defendant fails to appear for hearing. Court costs of \$383.50 is ordered sent to collections. Notice of BMV. jw

Judicial Officer: Haas, Warren
Not Present: Hemphill, Willie J.
Hearing Date: 12/29/2017

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Hemphill, Willie J.

Defendant

Balance Due (as of 05/29/2018)

383.50

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	383.50	0.00	0.00

Transaction Summary

	Date	Description	Amount
ı	12/29/2017	Transaction Assessment	385.50

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

5 of 5 5/29/18, 1:00 AM

STATE OF INDIANA

) SS:

COUNTY OF GRANT)

STATE OF INDIANA

OCT 0 5 2015

VS

olyn Jo Mowery

WILLIE J. HEMPHILL

DOB: 9/10/1971

IN THE GRANT SUPERIOR COURT 3

CAUSE NUMBER. 27D03-1510-CM- 237

INFORMATION FOR:

Operating a Vehicle While Intoxicated

I.C. 9-30-5-2

a Class C Misdemeanor

The undersigned, being duly sworn upon oath, says that on or about October 4, 2015, in Grant County, State of Indiana, Willie J. Hemphill did operate a vehicle while intoxicated; all of which is contrary to the form of the statutes in such cases made and provided by I.C. 9-30-5-2 and against the peace and dignity of the State of Indiana.

Grant County Prosecutor's Office

Subscribed and sworn to before me this 5 day of October, 2015.

My commission expires:

10/18/2016

Karen S. Benedict

Notary Public

A Resident of Wabash County, IN

APPROVED BY ME:

James Luttrull Jr.

rosecuting Attorney

WITNESSES:

Jeff Raybould Schrelle Hemphill Barry Edwards Eric Fields IN Univ. Dept. Toxicology



INFORMATION & SUMMONS

State of Indiana

County of: GRANT Township of: FRANKLIN UTT #: 000060504452

CAD #: 2015031971

Cause/Docket#: THE UNDERSIGNED HAVING PROBABLE CAUSE TO BELIEVE SAYS THAT: Last Name First Name M.I. Suffix Violator HEMPHILL WILLIE DRIVER 7 N/A State / Country Street Address City ZIP 27 N GRAY ST INDIANAPOLIS 46201 IN / US Height/Weight Eye Color Hair Color Race Ethnicity Gender BLACK MALE 5' 10" / 165 BROWN BLACK N/A Dr. Lic. # / ID # / SSN # Date of Birth License Type Expiration Date Lic. State / Country 0880739019 09/10/1971 **OPERATOR** 09/10/2018 IN / US DID UNLAWFULLY OPERATE: Model Lic. Year Lic. # / Exp. Date Vehicle Color Year / Make Placarded HAZMAT SEDONA WHITE 2015 / KIA 2015 E989017 NO DOT# Commercial Vehicle Truck/Tractor Lic. State / Country Lic. Type TEMPORARY PLATE NO N/A N/A IN / US DID COMMIT THE FOLLOWING OFFENSE(S): **CRIMINAL INFO & SUMMONS** Upon (A public street or highway) Date Time 4100 SOUTH STATE ROAD 37, NB 10/04/2015 02:14 AM UEDT Prima Facie Speed Actual Wgt. Allowable Wgt. Vehicle Speed 78 55 N/A N/A Contrary to the form of the I.C. CODE

9-30-5-1(a)(2) - OPERATING A VEHICLE WITH A BAC OF .08 OR MORE PE NO Crash Involved? Local Crash # R4C N/A N/A I served Complaint and Summons and/or Information and Summons to the above named individual. I AFFIRM, UNDER PENALTY OF PERJURY AS SPECIFIED BY IC 35-44.1-2-1, THAT THE FOREGOING REPRESENTATIONS ARE TRUE. Officer's Name I.D. (Badge) No. Div/District GRANT COUNTY SHERIFF DEPARTMENT J. RAYBOULD N/A Approved by (Prosecutor/Deputy Pros.) _ Date: _ If you enter a denial or decide not to answer, you must appear as follows or, Kano date/time listed, contact this court to schedule appearance: Court Address Contact 101 E. 4TH STREET You will be **GRANT SUPERIOR COURT 3 MARION, IN 46952** contacted by the (765) 668-8121 court COURT ACTIONS AND OTHER ORDERS: Rearrest Bond: \$ Bail: \$ Date: Motions: Date: 1) Continuance To: ___ ______ Motions: ___ 2) Continuance To: ____ __ Date: __ Plea: O Guilty O Not Guilty Finding: O Guilty O Not Guilty Failure To: O Appear O Pay The court thereby enters the following order: Fine \$: _____ Amount Susp.: \$ ____ Costs State: \$ ____ Costs City: \$ ____ Restitution: \$ Women's Prison: County Jail: ______ State Prison: Number of Days: (days suspended):____ _____ (days suspended): _____ (days suspended): _____ O Recommended License Suspended for: O Probationary License Authorized for One Year Probation: Years: Probationary Days: _____ Months: __ Monthly: _____ Quarterly: Report Weekly:____ _____ Date: Receipt #: _____ Deputy Clerk:_____ Clerk: ______ By: _____ O Defensive Driving School O Alcohol Counter Measure School Ordered To Attend: Judge Signature & Certification: ___ __ Date: __ Attorney For Defendant: Phone: Witness:



State of Indiana

County of: GRANT
Township of: FRANKLIN

UTT #: 000060504452

CAD #: 2015031971

Cause/Docket#:

			D	YS THAT:				
Last Name HEMPHILL Street Address 27 N GRAY ST		First Name WILLIE	1	M.I. J City INDIANAPO	DLIS	Suffix N/A State/Country IN / US	Violator DRIVE ZIP 46201	R
Race Ethri BLACK N/A		Gender MALE		Height/Weig 5' 10" / 16!		Eye Color BROWN	Hair Co. BLACK	
Dr. Lic. # / ID # / SSN 0880739019		Date of Birth 09/10/1971		License Type OPERATOR		Expiration Date 09/10/2018		te / Country
DID UNLAWFULLY O	PERATE:							
	<i>'ear / Make</i> 015 / KIA	Model SEDONA		Lic. Year 2015		Lic. # / Exp. Date E989017		Placarded HAZMAT NO
	/A	DOT# N/A		Lic. State IN / US	/Country	Lic. Type TEMPORARY PLAT	E	
DID COMMIT THE FO		The state of the s	a cummonc		n.			
Upon (A public street of 4100 SOUTH STATE		CIVIL COMPLAINT	& SUMMONS		Date 10/04/2015	Time 02:14 AM UEDT		
Vehicle Speed 78	Prima Facie Spe 55	eed			Actual Wgt.	Allowable Wgt.		
Contrary to the form of 9-21-5-2(a)(2) - SPE			M 55 MPH/I	FC	Crash Involved:	? Local Crash # N/A	BAC N/A	
I served Complain								
I AFFIRM, UNDER PE	NALTY OF PE			No. of the second			INTATIONS ARE	E TRUE.
Officer's Name J. RAYBOULD		I.D. (Badge) No. 1079	Div/D N/A	istrict	Police Ageno	ツ UNTY SHERIFF DEPA	ARTMENT	
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			Am	media	27		12	1-5-15
Approved by (Prosecuto	or/Deputy Pros.)	-		<u>U</u> .		_ Date:)-5-15
If you enter a denial	or decide not	to answer, you n	nust appear	as follows (or, if no date/ti	ime listed, contact th	nis court to sch	edule appearance:
Court GRANT SUPERIOR C	OURT 3 101	ress LE. 4TH STREET	DATE_		Contact			
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State of Indiana

County of: GRANT
Township of: FRANKLIN

UTT #: 000060504452

CAD #: 2015031971

Cause/Docket#:

		DARLE CALICE TO	DEI YEL /E C	ANC THAT.						
THE UNDERSIGNED	HAVING PRO	DBABLE CAUSE TO	BELIEVE 2	AYS THAT:						
Last Name		First Name		M.I.		Suffix		Violator		
HEMPHILL		WILLIE		J		N/A		DRIVE	R	
Street Address				City		State / Country		ZIP		
27 N GRAY ST	vicit.	Gender		Height/Weight		IN / US Eve Color		46201 Hair Co	lor	
Race Ethn BLACK N/A		MALE		5' 10" / 16		BROWN		BLACK		
Dr. Lic. #/ID #/SSN		Date of Birth		License Type		Expiration Date			te / Country	8)
0880739019		09/10/1971		OPERATOR		09/10/2018		IN / U	s	
DID UNLAWFULLY O	PERATE:							4.52		
	ear/Make 015/KIA	Model SEDONA		<i>Lic. Year</i> 2015		Lic. # / Exp. Date E989017			Placarde	HAZMA
Commercial Vehicle 7 NO N	ruck/Tractor /A	DOT# N/A		Lic. State IN / US	e/Country	Lic. Type TEMPORARY PLAT	E			
DID COMMIT THE FO	OLLOWING C	FFENSE(S):								
Upon (A public street of 4100 SOUTH STATE		CIVIL COMPLAINT	& SUMMONS	5	Date 10/04/2015	Time 02:14 AM UEDT				
	Prima Facie Sp N/A	peed			Actual Wgt.	Allowable Wgt. N/A				
Contrary to the form of 9-21-8-25 - FAILURE			INTENTIO	N TO TURN	Crash Involved	? Local Crash # N/A	BAC N/A	(
I served Complain	t and Sumn	nons and/or Info	ormation a	and Summ	ons to the ab	ove named individ	lual.			
I AFFIRM, UNDER PE	NALTY OF P	ERJURY AS SPECIF	FIED BY IC	35-44 . 1-2 - 1	, THAT THE FO	DREGOING REPRESE	NTATIO	ONS ARE	ETRUE.	
Officer's Name		I.D. (Badge) No.	Div/	District	Police Agent	OV.				
		1079	N/A			UNTY SHERIFF DEP	ARTME		-T	15
J. RAYBOULD Approved by (Prosecuto		1079 5.)	N/A	msLitte	GRANTCO	ÚNTY SHERIFF DEP	_ Date:	_[0	-5-	
J. RAYBOULD		1079 5.)	N/A	msLitte	GRANTCO	ÚNTY SHERIFF DEP	_ Date:	_[0		
J. RAYBOULD Approved by (Prosecuto If you enter a denial Court	or decide no	5.) to answer, you n	nust appear	msLitte	GRANT CO	ime listed, contact t	_ Date:	_[0		
J. RAYBOULD Approved by (Prosecuto If you enter a denial Court	or decide no	5.)	N/A	msLitte	GRANT CO	ime listed, contact to	_ Date:	_[0		
J. RAYBOULD Approved by (Prosecuto If you enter a denial Court	or decide no	5.)	nust appear	msLitte	GRANT CO	ime listed, contact t	_ Date:	_[0		
J. RAYBOULD Approved by (Prosecuto If you enter a denial Court GRANT SUPERIOR CO	or decide no	1079 at to answer, you not answer, you not to answer, you not answer, you not to answer, you not to answer, you not to answer, you not to answer, you not to answer, you not to answer, you not to answer, you not to answer, you not to answer, you not to answer, you not to answer, you not to answer, you not to answer,	nust appear	msLitte	GRANT CO	ime listed, contact to	_ Date:	_[0		
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COURT SUMMARY

State of Indiana

County of: GRANT Township of: FRANKLIN UTT #: 000060504452

CAD #: 2015031971

THE UNDERSIGN	ED HAVING PR	OBABLE CAUSE TO	BELIEVE SAYS THA	T:		
	Ethnicity N/A SSN #	First Name WILLIE Gender MALE Date of Birth	M.I. J City INDIAN Height/ 5' 10" / License	165	Suffix N/A State/Country IN / US Eye Color BROWN Expiration Date	Violator DRIVER ZIP 46201 Hair Color BLACK Lic. State / Country
0880739019		09/10/1971	OPERA		09/10/2018	IN / US
DID UNLAWFULL	The second secon	100-4-1	I to		lia # / Eva Data	Placarded HAZMAT
Vehicle Color NHITE	Year / Make 2015 / KIA	Model SEDONA	Lic. 1 201		Lic. # / Exp. Date E989017	NO
Commercial Vehicle NO	n/A	DOT# N/A	Lic IN /	State / Country ' US	Lic, Type TEMPORARY PLATE	
DID COMMIT TH	E FOLLOWING	OFFENSE(S):				
Upon (A public so	treet or highway) TATE ROAD 37,		CIVIL COMPLAINT & SUMMONS		street or highway) STATE ROAD 37, NB	CIVIL COMPLAINT & SUMMONS
Date 10/04/2015	Time 02:1	4 AM UEDT	Actual Wgt. N/A	Date 10/04/2015	77me 02:14 AM UEDT	Actual Wgt. N/A
Vehicle Speed 78	<i>Prima</i> 55	a Facie Speed	Allowable Wgt.	Vehicle Speed N/A	Prima Facie Speed N/A	Allowable Wgt. N/A
Crash Involved	Local N/A	Crash #	B.A.C. N/A	Crash Involved	Local Crash # N/A	B.A.C. N/A
Contrary to the for	orm of the I.C. CC	DDE EXCEEDING MAXIN	73.		form of the I.C. CODE AILURE TO SIGNAL LANE CH	IANGE OR INTENTION TO
Amended To:				Amended To: _		-
Court Disposition		Date:		Court Disposition	n:	_ Date:
	Appear O Pay treet or highway)	Date.		randre 10.	Appear O Pay	Date:
4100 SOUTH S		NB	CRIMINAL INFO & SUMMONS			
Date 10/04/2015	Time 02:1	4 AM UEDT	Actual Wgt. N/A			
Vehicle Speed 78	<i>Prima</i> 55	a Facie Speed	Allowable Wgt. N/A			
Crash Involved NO	Local N/A	Crash #	B.A.C. N/A			
9-30-5-1(a)(2)		A VEHICLE WITH A	BAC OF .08 OR MO			
	ο	Date:				
Court Disposition Failure To: 0	Appear O Pay					
					bove named individual. FOREGOING REPRESENTATI	ONS ARE TRUE.
Officer's Name J. RAYBOULD		I.D. (Badge) No. 1079	Div/District N/A	Police Age	ncy Ounty sheriff departme	NT 12-5-15
Approved by (Prose	ecutor/Deputy Pro	s.)	Am	phitige	Date	(0 9 12
			nust appear as follo		time listed, contact this cou	rt to schedule appearance:
Court GRANT SUPERIO	R COURT 3 10 M	ddress 01 E. 4TH STREET ARION, IN 46952	DATE_			
	(7	(65) 668-8121		court		

STATE OF INDIANA) IN THE GRANT SUPERIOR COURT 3) SS:
COUNTY OF GRANT) 2015 TERM
STATE OF INDIANA VS. WILLIE J. HEMPHILL CAUSE NUMBER: 27D03-1510-CM- 237 AFFIDAVIT FOR PROBABLE CAUSE OCT 05 2015 AFFIDAVIT FOR PROBABLE CAUSE INTOXICATED A CLASS C MISDEMEANOR
· · · · · · · · · · · · · · · · · · ·
The undersigned swears or affirms that there is good cause to believe that the defendant
in this cause has committed the above-captioned offense(s), and in support of this affidavit
attached hereto reports and documents prepared in connection with the investigation of this
matter. I affirm under the penalties of perjury that the foregoing representations are true to the
best of my knowledge and belief.
Grant County Prosecutor's Office
ORDER Probable Cause exists for the arrest of the Defendant for the crime(s) set forth in Affidavit of Probable Cause. Bond set at (\$ 8000 on 106 cash, surety, property).

DATED this ______ day of October, 2015.

JUDGE, GRANT SUPERIOR COURT 3

STATE OF INDIANA IN THE GRANT SUPERIOR COURTS COURT COUNTY OF	GRANT SS
State of Indiana) 27753- 1510-cm-13	57
vs. COURT CAUSE NUMBER AGENCY CASE	NUMBER 2015031971
HEMPHILL, WILLIE J. AFFIDAVIT FOR PROBABLE CAUSE	officers that are
I, J. RAYBOULD a law enforcement officer with the (agency) GRANT COUNTY SHERIFF DEPARTME (date) 10/04/2015, at approximately 2:14	, affirms that on
(middle initial) J (last name) HEMPHILL , a V Male L F	Female, (d/o/b) 09/10/1971
(DL number or last four digits of SSN) 0880739019 (license type) OPERATOR , was observed in (local	tion) 4100 SOUTH STATE ROAD 37, NB
(county) GRANT , Indiana operating a (vehi Hazmat indicator); 2015 KIA SEDONA WHITE IN/US E989017 under the following	cle description help CMV and
PRELIMINARY OBSERVATION/REASON FOR STOP (check all that apply)	Circumstances.
I observed the accused operate a vehicle in my presence and view.	OCT OF
observed the accused operate a vehicle.	OCT 0 5 2015
I had reason to believe the accused operated the vehicle because:	CLERK GSC 3
The accused committed the following violation(s): 9-21-5-2(a)(2), 9-21-8-25 Passenger under age 18 pursuant to IC 9-30-5-3(2)	CLED'S Mowers
Other:	GSC 3
Crash Involved: Yes V No Crash involved Local Crash Number: Time The accused admitted to being the driver involved in the crash.	of Crash: am _pm
The result of the accused driving resulted in: serious bodily injury fatality	
Iame(s) of person(s) injured:	
. OBSERVATIONS	
had reason to believe the accused was INTOXICATED because I observed the following: Odor of alcoholic beverage Left vehicle in gear HGN	Passed Failed
Alcohol beverage containers in view Failed to shut off vehicle Walk and Turn	HH
Speech was SLURRED Could not open door One Leg Stand	
Eyes were GLASSYAND BLOODSHOT Pulled self from vehicle Rhomberg Balan	
Manual dexterity FUMBLED Staggered from vehicle P.B.T./Alco-sensor a gr	am of alchohol per 210 liters of breath
Abusive attitude Leaned against vehicle Balance was POOR DRE: Conclusion:	Performed by:
Soiled/disorderly clothing	Toronnod by.
Other observations/test; FAILED TO UNBLUCKLE SEATBELT BEFORE EXITING THE VEHICLE	
, a certified chemical test operator, determined from a chemical test that the accused had o. gram of alchohol per 210 liters of breath. The chemical test was administered at (location) am pm using certified instrument number I was told by PENDING the result of the chemical test was an alcohol concentration equive milliliters of blood. Such test was administered by drawing or taking a sample of whole blood at 3:50 am process and the result of the chemical test determined that the accused had in controlled substance metabolite, or a drug, to wit substance metabolite, or a drug, to wit substance metabolite.	at alent to 0. gram of alcohol per 100 pm. Drawn by: BARRYEDWARDS n his/her body a controlled substance, a ng a sample of: blood, urine,
otherat (location) Drawn by:	at (time) ampm.
. WITNESS INFORMATION (Only Print Witness Information on Officer and Prosecutor Copy.)	
Name Address	TX Number
NameAddress	TX Number
PREVIOUS INDIANA AND OUT OF STATE CONVICTION(S)	
Offense, Court Information, Conviction Date and Court Cause/Case number. Offense, Court Information, Conviction Date and Court Cause/Case number.	
THE ACCUSED COMMITTED A VIOLATION OF IC 9-30-5, IC 14-15-8, OR IC 31	-37-19.
I AFFIRM PLASUANT TO IC 35-34-1-2.4 UNDER THE PENALTY OF PERJURY THAT THE FOREG	
nature of Affiant Date (month, day, year) Print name and department	
part from the second	COUNTY SHERIFF DEPARTMENT nd COPY FOR OFFICER
RUREAU OF MOTOR VEHICLES CERTIFICATE	TO THE OTHER PROPERTY.
ourt Cause/Case Number: 21 Do3-15 10-cm - 237 Agency Case Number:	2015031971
ffense Date (month, day, year): 10/04/2015 Time: 2:14 / am pm (DL number or last four dig	
river License Type: OPERATOR Driver License State: INDIANA	
ull Name: (First) WILLIE (Middle Initial) J (Last) HEMPHILL ate of Birth: 09/10/1971 Gender: MALE Weight: 165 Height: 5' 10" Eye Color: BROWN Hair Color	BLACK Race: BLACK
ddress (number and street, city, state, and ZIP code): 27 N GRAY ST INDIANAPOLIS, IN 46201	DOTOR NACE. BOTOR
'ehicle Type: ✓ Passenger CMV Hazmat Other:	
he above Motorist: Refused Failed Alcohol Test 0. BAC Drugs: Yes No Pend ROBABLE CAUSE FOUND THAT DEFENDANT VIOLATED IC 9-30-5 OR IC 14-15-8 and charges are pend HAT THE BMV TAKE THE FOLLOWING ACTION ON DEFENDANT'S DRIVING PRIVILEGES:	ing, THE COURT RECOMMENDS
udge's Signature: Date (m	nonth, day, year): 10 15 1 201
	P

APPEARANCE FOR (CRIMINAL) FILED

OCT 05 2015

Candy Quinney

1 CLEAK GSC 3 7 State of Indiana

Case Number: 27D03-1510-CM- 入づ /

1. Name of Defendant: Willie J. Hemphill

27 N Gray St Indy 46201

2. Case Type of proceeding: Criminal Misdemeanor

3. Prosecuting Attorney information:

Name: James D. Luttrull Jr.

Grant County Prosecuting Attorney

48th Judicial Circuit

101 East 4th Street, RM. 107

Marion 18

Marion, IN 46952

Credit time 7/21/2016 10/4/2015-10/6/2015

Trial 11/9@8:30an

Phone: (765) 664-0739 Fax: (765) 668-6580

Attorney No.: #10018-27

4. Will the State accept service by FAX: NO

5. Arrest report number (Originating Agency Case Number): 2015-31971

6. Transaction Control Number: Not Available

7. State I.D. Number: Not Available

Respectfully submitted,

James D. Luttrull Jr. **Grant County Prosecuting Attorney 48th Judicial Circuit**

STATE OF INDIANA)) SS:	IN THE GRANT SUPERIOR COURT 3	
COUNTY OF GRANT)	CAUSE NO.27D03-1510-CM-000237	
WILLIE J. HEMPHILL,)	¥.	FILED
Petitioner,)		MAY O F DOG
vs.)		MAY 0 5 2016
3.20)	PRO SE DEFENDANT	Carolyn J. Mowery CLERK GSC 3
)	PETITIONER'S ENTRY OF APPEARANCE	CLERK GSC 3
STATE OF INDIANA)		
Respondent.)		

Pursuant to *Indiana Rules of Trial Procedure 3.1*, the Petitioner hereby enters his appearance as *pro se*, Petitioner in the above-entitled cause.

This *pro se* appearance is for the limited purpose of filing a Verified Petition for Resolution of Detainer. The *Pro se* Petitioner cannot accept service by FAX.

Respectfully Submitted,

Willie J.Hemphill D.O.C.# 157251

Petitioner, pro se.

STATE OF INDIANA)) SS:	IN THE GRANT SUPERIOR COURT	3
COUNTY OF GRANT)	CAUSE NO.27D03-1510-CM-000237	
WILLIE J. HEMPHILL, Petitioner,)		FILED
vs.)	VERIFIED PETITION FOR RESOLUTION OF DETAINER	MAY 0 5 2016
STATE OF INDIANA Respondent)	RESOLUTION OF DETAINER	Carolyn Q. Mowery CLERK GSC 3

COMES NOW, the Petitioner, Willie J. Hemphill, *pro-se*, pursuant to *Indiana Code 35-33-10-2*, hereby moves this Honorable Court to remove the detainer/hold that is pending against him. In support thereof, the Petitioner presents the following:

- 1. The Petitioner was arrested on the 3rd day of October 2015, by the Grant County Police Department for a Misdemeanor Traffic Violation.
- 2. The the Petitioner was released on the 6th day of October, 2015, on his own recognance
- 3. The Petitioner was arrested on a different charge in another county on the 23rd day of October, 2015, and was not able to make an appearance pursuant to the misdemeanor traffic violation case.
- The Petitioner is presently incarcerated at the Heritage Trails Correctional Facility located at 501 W. Main St., Plainfield, IN 46168.
- On the 12th day of April, 2016, the Indiana Department of Correction's Reception
 Diagnostics Center informed the Petitioner of the active warrant from Grant County.
- 6. The Petitioner is requesting a final disposition pursuant to this issue because it is hendering the him from participating in various programs such as: work release and (CTP) Community Transition Program that are essential to his rehabilitation.

WHEREFORE, the Petitioner prays that this Honorable Court will take the contents of this motion into consideration and grant the relief sought within these premises by setting a date and time for a hearing pursuant to this matter, and lift the pending hold/warrant in this cause, and order the following parties:

Indiana Government Center South
Indiana Department of Corrections Rm. E334
Attn: James E. Csenar, Classification Division Analyst
302 W. Washington St.
Indianapolis, IN 46204-2738

Indiana Department of Corrections Heritage Trial Correctional Facility Ms. Miller, Classification Supervisor 501 W. Main Street Plainfield, Indiana 46168

to update the Offender's Information System in this case.

Respectfully Submitted,

Willie J. Hemphill D.O.C.# 15725

Petitioner, pro se.

VERIFICATION

I, Willie J. Hemphill, do hereby affirm under the penalties for perjury that the above and foregoing representations are true and correct to the best of my knowledge and belief.

Willie J. Hemphill D.O.C.# 157251

Petitioner, pro se.

CERTIFICATE OF SERVICE

I, Willie J. Hemphill, herby certify that on this 27th day of April, 2016, that a true and correct copy of the foregoing *pro se*, Entry of Appearance and Verified Petition for Resolution of Detainer was served upon the Grant County Prosecuting Attorney's Office, Courthouse Building, Rm.#107, Attn: James D. Luttrull, 101 E. 4th Street, Marion, IN 46952-4056, by placing a copy of same in the United States Mail with sufficient first class postage affixed.

Respectfully Submitted

Willie J.Hemphill, D.O.C.# 157251

Petitioner, pro se.



Grant County Progress Motion

Clerk of the Courts 101 East 4th Street

Marion, IN 46952

To: Willie J. Hemphill 27 North Gray Street Indianapolis, IN 46201

COMO OF HIGHER T. THING O. FROMPHIN

INDIANAPOLIS

IN SEC 79 利高军 16

PM 51

7E 1

0005/14/16

ZIP 46953 \$ 000.480 02 1W 0001372079 MAY 09 2016

RETURN TO SENDER ATTEMPTED - NOT KNOWN UNABLE TO FORWARD

BC: 46952400499 *2212-06821-09-45

NIXIE

STAT	E OF INDIA	1000 AND 1711		IN THE GRANT S	SUPERIOR CO	OURT 3
cou	NTY OF GR) SS: (ANT)		CASE NO. 27D0	3-1510-	cm-237
STAT		ANA, the Plaintiff	10.4			FILED
Curre Addre	V. Idant's full nant address: It continued to a con	I Indiana	e J. Hemph. 11 E. Washington polis, IN 46201 77638-28620		I Good News Mu Cau	JUL 21 2016 Lyn Qu Mowery CLERK GSC 3
1	No stull loa	al nama data of b		r a Plea of Guilty	in ara chaum a	hava
1.		3.	57G SSAU	one number and citizenshi	20	
2.B.		and understand Ei ead and/or unders		read this Motion to Enter a		d this Motion to me.
3.A.	reviewed to have given including a me about	he information(s) of my attorney all of all witnesses in my any possible defen	with my attorney. \ under the facts known to me co behalf. My attorney is ful	py of the criminal informatistand every accusation moncerning the matters mely informed as to all such tatter. My attorney has an from my attorney.	nade against m entioned in the matters. My a	e in this matter. I e information(s), storney has advised
3.B.	and evalua attorney is not to hire	ite any potential de susually more expe an attorney. I do r	efenses and evidentiary or erienced in plea negotiation of want the Court to app	ecognize that an attorney or procedural problems in ons than I am, I have inter point a public defender to	the State's cas	se against me and an voluntarily decided
4.	Oper-	ating a Mot	nitted the following crim Low Vehick While	e Intraicated, a	Class (C Mis de mes mis
	For multip	le charges the Cou	rt <u>may/must</u> impose the	sentences <u>concurrently w</u>	ith / consecuti	vely to one another.
5.		and/or my attorne n this case. My sent	5 (8	maximum and minimum	punishment(s) that may be
				ceration of from 6 months of the sentence may be su		plus court costs. The
		그러 일반구점하는 한 마음 방송한 학교에 대한 대통령에 되었다.		ceration of from 6 months all of the sentence may b		us court costs. The
12	felony to a	Class A misdemea	nor at sentencing, unless	r Class D felony, a judge h a Court has done so for a for domestic battery or po	a earlier felony	that was committed
	For a Class	A misdemeanor: /	A fine up to \$5,000 , a jail	sentence up to 1 year, plu	us court costs.	
	For a Class	B misdemeanor: /	A fine up to \$1,000 , a jail	sentence up to 180 days,	plus court cos	ts.
6.		C misdemeanor: A nvolves a motor v		ntence up to 60 days, plu	is court costs.	
	the S The I	State where I receives BMV may use the c	ved my license to drive. T conviction in administrati	na Bureau of Motor Vehic he conviction will be adde ve proceedings, which ma nvolving a motor vehicle i	ed to my perm ay result in the	anent driving record. loss of my driving

suspended for 5 years, 10 years, or for my lifetime by the BMV as a Habitual Traffic Violator.

	В.	1-04-7-05-00-00-07-1			d, my right to opera cle must be susper		vehicle, my motor vehi Court for:	cle registrations,
			at least	0	and up t	0 60 pm	S - Hear	
	C.	vehicle operati elemen	me is a vehicula while intoxicat on of a motor v it." [I.C. § 9-30-	ar substance of ed, operation of ehicle with a c	fense, if it is a misd of a motor vehicle i ontrolled substanc be used against m	emeanor o n excess of e or its met	r felony in which operat the statutory limit for a abolite in the person's l o 8 years to any period	Icohol, or body is a material
7.				the future, thi er period of inc		e used to m	nake the future crime m	ore serious
8.			en en en en en en en en en en en en en e		committed this cr receive must be co		a of guilty may have an to the other case.	adverse effect on
9.	depo	rtation p	proceedings aga		lition, if I leave the		ries, this conviction may tes this conviction may	
10.	and continued witness reasons silent	ross-exa esses sub nable do ; the rig	imine the withe opoenaed to ap oubt at a trial a ht to appeal an	esses against m pear at no cost t which I do no y decision of th	e; the right to have to me; the right to t have to testify, b	e witnesses o require th ut at which the right to	jury or by the Court; the testify on my behalf and e State to prove my guil I may testify if I want; the appeal my conviction ay an attorney.	d to have my It beyond a he right to remain
11.	1-11-11			and the same are and the first and the same are	and the commencement are not a result from our resulting		nreats or force have bee ritten in the plea agreen	
12.	this w	vaiver. I oted, the	am aware that in the Court mi	the Court is no ust sentence m	t required to accer e in accordance wi	ot the plea a th the term	I be submitted to the Co agreement, but if the plo s of the plea agreement case will be reset for tri	ea agreement is c. If the Court does
13.				• 7	r alcohol. I do not ay. I fully understa		any mental illness or in oceedings.	npairment that
			accept my gui e plea agreeme	2 10 10 20	ask the Court to en	ter the con	viction(s) and to senten	ce me in
I affir	m und	ler the p	enalties for pe	rjury, that the f	oregoing represen	tations are	true.	
Signe	d on	b 7	1/22/16	,	by:		e Defendant's signature	shill
Motio	on to I	Enter Ple	ea of Guilty and	the separate I	Plea Agreement. T	o the best o	es that he/she has read of the attorney's knowle Ind. Trial Rule 11(A).]	Salaria Habita
Signe	d on _		V		by:	[The Def	endant's attorney's signat	urel

STATE OF INDIANA)	gg.	IN THE GRANT SU	PERIOR COURT 3
COUNTY OF GRANT)	SS:	CASE NUMBER.:	27D03-1510-CM-237
STATE OF INDIANA				
VS.		*		FILED
WILLIE J. HEMPHILL				JUL 2 2 2016
DOB: 9/10/1971		<u>PI</u>	LEA AGREEMENT	Charles Comment
	ıdant,	and th	e Defendant's attorr	Prosecuting Attorney in and for the 48 th ney and jointly make the following
 The Defendant herein ha count(s) as alleged in the 				enter a plea of guilty to the following
Count One: Operat	ing a V	ehiçle \	While Intoxicated, a Cl	lass C Misdemeanor
In exchange for the Defer following:	ndant pl	eading	guilty to the count(s) s	stated above, the State has agreed to the
A. All other infractions i	n the ab	ove ca	ptioned case number(s)) shall be dismissed.
	ns to th	e Cour	t for disposition of the	ndiana will and does hereby make the indicated matters now pending against
(a) Company (b) His (c) His (d) All (e) Dr (f) Company (g) Put (h) Or (h)	ghway ghway cohol/I rug Abu ash Bon ablic De	Work Z Work Z Work Z Orug Co ase, Pro d Admi fender	Zone Fee: \$0.50 Zone Fee: \$25.50 Jountermeasure Fee: \$20 Secution, Interdiction, in. Fee [IC 35-33-8-3.2] Fee: \$200.00	00.00 and Correction Fee \$200.00 2(a)(2)]: 10% up to \$50.00
TOTA B. Incarceration	L: #3	83 <u>50</u>	DUE BY: 12/	59/2017

7/22/2016

(1) On Count One, Defendant shall be sentenced to 6 Days of incarceration with 6 Days executed.

(2) Consecutive or Concurrent:

The sentences in the above captioned Court Case shall run concurrently to any other

- sentence the Defendant is serving, has pending, or has yet to be sentenced.

 (a) The Defendant is currently on Probation under Court Case number 48G21-1510-F4-38191 Marion County for a conviction on March 8, 2016 for Resisting Law Enforcement, a Level 6 Felony; a Level 6 Felony; Resisting Law Enforcement, a Class A Misdemeanor; and Carrying a Handgun Without a License, a Level 5 Felony.
 - (b) The defendant affirms under the pains and penalties of perjury that Defendant has no other cases pending or is serving a sentence on in this or any other jurisdiction. U, H. (Defendant initials)
- (3) Credit for Incarceration: Defendant agrees to the following credit time:
 - (a) Defendant has *credit for 3 calendar days*. (October 4, 2015 through October 6, 2015 and July 21, 2016 through July 22, 2016)
 - (b) Defendant has earned 6 days with good time credit, when applicable.
 - (c) Defendant stipulates that the good time credit calculated above is accurate. (1), H. (Defendant initials)

(4) Suspension of Driver's Licenses:

- (a) The Court has returned to Defendant the Defendant's Operator's License: LIVE or WNo.
- (b) Chemical Test Refusal: Pursuant to I.C. 9-30-6-9, Defendant's driving privileges shall be suspended for 1 year, effective upon sentencing was a sentencing
- (c) On Count One, Defendant's driving privileges shall be suspended for **M** Days. effective upon sentencing (effective July 22, 2016).
- 4. The Defendant hereby acknowledges that Defendant's execution of this agreement evidences the fact that Defendant is knowingly, intelligently and voluntarily waiving Defendant's right to challenge the sentence imposed by the Court pursuant to this agreement, on the basis that such sentence is erroneous or for any other reason, so long as the Court sentences Defendant within the terms of this agreement. The Defendant further agrees that by his/her execution of this agreement, Defendant is knowingly, intelligently, and voluntarily waiving his/her rights to challenge the Court's finding and balancing of mitigating and aggravating factors, as well as his/her right to have the Court of Appeals review the sentence imposed herein under Indiana Appellate Rule 7(B).
- 5. The Defendant hereby acknowledges that this agreement is based upon the Defendant's criminal history known to the deputy prosecutor at the time it is offered to Defendant. In the event that such history is found to be incomplete or inaccurate or Defendant is charged with the commission of a new crime prior to sentencing, the State reserves the right to withdraw from this agreement at any time prior to entry of judgment of conviction.

7/22/2016 Page 2 of 3

Willie S. Hemphill	7-22-201
Willie J. Hentphill, Defendant	Date
, Counsel for Defendant	Date
S=71/1-	7/22/16
Scott J. Hunt, Deputy Prosecuting Attorney	Date

COURT APPROVAL AND ORDER FOR JUDGMENT OF CONVICTION

The Defendant appeared before the Court on the date shown above. After being first duly sworn the Defendant confirmed that the Defendant had read, understood, and signed this Agreement. The Defendant admitted that all of the statements in this Agreement are true, including that the Defendant committed the crime(s) as alleged in the Information(s). The Court finds that the Defendant's admission is being given freely, voluntarily, and knowingly. The Court accepts and approves this Agreement and enters judgment of conviction against the Defendant as set out above.

Warren Haas, Judge of Grant Superior Court 3

7/22/2016

State of Indiana vs. 27E01 IF-0M-CF 2	111e Henghell 23) Offense DWI	Amended to
27E01IF-CM-CF	Offense	Amended to
27E01IF-CM-CF	Offense	Amended to
FINE \$[Suspended & pay to SAC or _	
FINE \$	6	JAIL:
costs \$ 383-5	Except for PROB	OS-YRS DYS-MOS-YRS Suspended DYS-MOS-YRS (Actual) ATION TIME MOS-YRS
COSTS \$ COSTS \$ BOND FEE \$	MO P	UF \$BYBY 1ST OF EACH MONTH USE: Susp
TOTAL \$ 333	.SO	Restricted DDI DATES
Pay \$RESTITUTION	()	= ledoup Credit
Community Service	h	ours. OTHER:

and the of the state of the sta



INDIANA STATE DEPARTMENT OF TOXICOLOGY

TOXICOLOGY REPORT - Alcohol Analysis

ISDT CASE:

Jeffrey Raybould

214 E. 4th Street

Marion, IN 46952

Grant County Sheriff

15-6841

Date of Report:

November 9, 2015

Subject Name:

WILLIE J. HEMPHILL

Agency Case:

2015-31971

County:

Grant

Received:

10/6/2015 10:46:45AM

Delivered By:

USPS

Specimen(s) Received:

Evidence Submission 1: ISDT KIT

Item # 1-A: Blood Tube
Item # 1-B: Blood Tube

Alcohol Analysis Results

Alcohol

Analyte

Concentration

Method

Analyst

Blood

1-A

Ethanol

0.18 (g%)

GC/HS

ROBERT A RUHL

Reviewed by:

550 W. 16th St. Indianapolis, IN 46202 Phone No. 317-921-5000 FAX No. 317-278-2836

If requested, additional testing results will follow.

If case has been resolved, please notify the laboratory immediately.

Specimens will be destroyed one year after the initial report unless notified in writing to retain the specimens for a longer period of time.





Case Report

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT
FOR PUBLIC RELEASE

CASE REPORT: DP150123628-0000

REPORTING UNIT: IMPD EAST DISTRICT

INCIDENT TYPE: NONE PROVIDED

LOCATION: 25 N GRAY ST DISTRICT: MNE BEAT: NE20

OCCURRED: 10/24/2015 AT 02:09 REPORTED: 10/24/2015 AT 02:49

INCIDENT OFFENSE 1: 35-47-2-B: WEAPONS- POSSESSION FIREARM

WEAPON USED: HANDGUN

PERSON: 1

INVOLVEMENT: ARRESTEE/SUSPECT / OFFENDER

NAME: HAMPHILL, WILLIE

RACE: B SEX: M DOB: AGE: 44

SSN:

HGT: WGT:

HAIR: BLK EYES: BRO ID(MG): 000000683723

PHONE(OTH): 317-657-7393

VEHICLE: 1

INVOLVEMENT: SUSPECT

VEHICLE TYPE: AT

YEAR: 2000 MAKE: KIA MODEL: COLOR: STYLE: 4T

VIN: KNDUP131036409172

LICENSE: E989017 STATE: IN YEAR:

DISPOSITION: USED IN CRIME

VEHICLE: 2

INVOLVEMENT: SUSPECT

VEHICLE TYPE: AT

YEAR: 2000 MAKE: KIA MODEL: COLOR: STYLE: 4T

VIN: KNDUP131036409172

LICENSE: E989017 STATE: IN YEAR:

DISPOSITION: USED IN CRIME

VEHICLE: 3

INVOLVEMENT: SUSPECT

VEHICLE TYPE: AT

YEAR: 2000 MAKE: KIA MODEL: COLOR: STYLE: 4T

VIN: KNDUP131036409172

LICENSE: E989017 STATE: IN YEAR:

DISPOSITION: USED IN CRIME

PROPERTY: 1

INVOLVEMENT: SEIZED TYPE: GUN - HANDGUN

CATEGORY: GUN

ARTICLE:

QUANTITY: 1

MAKE: COBRA MODEL: SERIAL #: FS035003

MISC/OAN #:

VALUE: 0

PROPERTY: 2

INVOLVEMENT: SEIZED

TYPE: SCALE- DRUG USE

CATEGORY: MISC

ARTICLE:

QUANTITY: 1

MAKE: MODEL:

SERIAL #:

MISC/OAN #:

VALUE: 0

PROPERTY: 3

INVOLVEMENT: SEIZED

TYPE: BLOOD/URINE CATEGORY: BODY

ARTICLE: BLOOD FOR TESTING ((WILLIE HEMPHILL))

QUANTITY: 1

MAKE: MODEL:

SERIAL #:

MISC/OAN #:

VALUE: 0

PROPERTY: 4

INVOLVEMENT: SEIZED

TYPE: KNIFE

CATEGORY: PROP

ARTICLE: FOLDING KNIFE

QUANTITY: 1

MAKE: SMITH AND WESSON MODEL:

SERIAL #: MISC/OAN #: VALUE: 0

MEDIA RELEASE NARRATIVE:

OFCS DISPATCHED TO A SUSPICIOUS PERSON RUN. DRIVER FLED A SHORT DISTANCE IN HIS VEHICLE. DRIVER ALSO FOUGHT OFCS ON SCENE. DRIVER WAS ARMED AT THE TIME WITH A HANDGUN AND KNIFE. DRIVER ARRESTED FOR FELON IN POSSESSION OF A HANDGUN, OVWI, RESISTING L/E.

OFFICERS:

1: ARRESTING / CITING: PATROL OFFICER-PHILLIPS, MICHAEL: 20105

2: REPORTING: PATROL OFFICER-PHILLIPS, MICHAEL: 20105

3: APPROVING: SERGEANT-STALETOVICH, STEPHEN: S8739

4: ASSISTING: PATROL OFFICER-LEWIS, JORDAN: 32342

5: ASSISTING: PATROL OFFICER-BOYCE, VINSON: 30671

6: ASSISTING: PATROL OFFICER-DESKINS, MICHAEL: 30748

7: ASSISTING: PATROL OFFICER-ANDERSON, MICHAEL: A7532

8: ASSISTING: OFFICER-CLARK II, CARL: 33107

9: ASSISTING: PATROL OFFICER-PHILLIPS, MICHAEL: 20105

10: ASSISTING: LIEUTENANT-ZINKAN, MICHAEL: Z6024

11: ASSISTING: SERGEANT-HEFFNER, BENJAMIN: H6189

12: ASSISTING: LIEUTENANT-MCCARDIA. MARK: M4520

END OF REPORT

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT *FOR PUBLIC RELEASE*

CASE REPORT: DP150123628-0001

REPORTING UNIT: IMPD EAST DISTRICT

INCIDENT TYPE: NONE PROVIDED

LOCATION: 25 N GRAY ST DISTRICT: MNE BEAT: NE20

OCCURRED: 10/24/2015 AT 02:09 REPORTED: 10/24/2015 AT 02:49

INCIDENT OFFENSE 1: 35-47-2-B: WEAPONS- POSSESSION FIREARM

WEAPON USED: HANDGUN

PERSON: 1

INVOLVEMENT: ARRESTEE/SUSPECT / OFFENDER

NAME: HAMPHILL, WILLIE

RACE: B SEX: M DOB: AGE: 44

SSN:

HGT: WGT:

HAIR: BLK EYES: BRO ID(MG): 000000683723

PHONE(OTH): 317-657-7393

MEDIA RELEASE NARRATIVE:

OFCS DISPATCHED TO A SUSPICIOUS PERSON RUN. DRIVER FLED A SHORT DISTANCE IN HIS VEHICLE. DRIVER ALSO FOUGHT OFCS ON SCENE. DRIVER WAS ARMED AT THE TIME WITH A HANDGUN AND KNIFE. DRIVER ARRESTED FOR FELON IN POSSESSION OF A HANDGUN, OVWI, RESISTING L/E.

OFFICERS:

1: REPORTING: PATROL OFFICER-POPCHEFF, ANN: P4687

2: APPROVING: SERGEANT-KUNZ, TAMMY: K5903

END OF REPORT

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT *FOR PUBLIC RELEASE*

CASE REPORT: DP150123628-0002

REPORTING UNIT: IMPD EAST DISTRICT

INCIDENT TYPE: NONE PROVIDED

LOCATION: 25 N GRAY ST DISTRICT: MNE BEAT: NE20

OCCURRED: 10/24/2015 AT 02:09 REPORTED: 10/24/2015 AT 02:49

PERSON: 1

INVOLVEMENT: ARRESTEE/SUSPECT / OFFENDER

NAME: HAMPHILL, WILLIE

RACE: B SEX: M DOB: AGE: 44

SSN:

HGT: WGT:

HAIR: BLK EYES: BRO ID(MG): 000000683723

PHONE(OTH): 317-657-7393

MEDIA RELEASE NARRATIVE:

OFCS DISPATCHED TO A SUSPICIOUS PERSON RUN. DRIVER FLED A SHORT DISTANCE IN HIS VEHICLE. DRIVER ALSO FOUGHT OFCS ON SCENE. DRIVER WAS ARMED AT THE TIME WITH A HANDGUN AND KNIFE. DRIVER ARRESTED FOR FELON IN POSSESSION OF A HANDGUN, OVWI, RESISTING L/E.

OFFICERS:

1: REPORTING: PATROL OFFICER-POPCHEFF, ANN: P4687 2: APPROVING: PATROL OFFICER-POPCHEFF, ANN: P4687

END OF REPORT

PRINT VIEW

Please take note that navigating away from this page will result in loss of ability to view this report.

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Provide Feedback (mailto:support@indypaymentservices.com?Subject=Feedback)



Privacy Policy (/privacy_policy)

Terms & Conditions (/terms_of_use)

11/30/2017 Inmate Lookup Tool





Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE J HEMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 510
 Weight:
 165

 Hair Length:
 Hair Color:
 BLACK

 Complexion:
 Eye Color:
 BROWN

Inmate Information			
Booking #:	1538077	Race:	Black
Permanent ID #:	00000683723	Ethnicity:	NON-HISPANIC
State ID:		Marital Status:	
Police/County ID:		Citizen:	UNITED STATES
FBI#:		Country of Birth:	UNITED STATES
10= "		· ·	

Incarceration Information		
Current Housing Section:	Current Location:	CCA
Current Housing Block:	County:	
Current Housing Cell:	Commitment Date:	10/24/2015
Current Housing Bed:	Release Date:	04/12/2016 09:54
_	Please Note	e: Projected Release Date is subject to change.

Alias Information

There are no aliases for this inmate.

Detainer Information			
Comp No	Comp Date	Issued By	Set By
		GRANT COUNTY	

Bond Inform	nation						
Case #:	49G21-1510- F4-038191	Amount:		Percent:	Additional:	Total:	
Bond Type:		Status:	Sentenced	Posted By:	Post Date:		
				•		Grand Total:	\$0.00

Charge Information					
Case #	Offense Date	Code	Description	Grade	Degree
49G21-1510-F4-038191	10/24/2015	35-44.1-3-1(a)(1)	Resisting Law Enforcement	Α	M
49G21-1510-F4-038191		35-47-4-5(c)	Unlawful Possession of a Firearm by a Serious Violent Felon	4	F
49G21-1510-F4-038191		35-44.1-3-1(a)(3)	Resisting Law Enforcement	6	F
49G21-1510-F4-038191	10/24/2015	35-44.1-3-1(a)(1)	Resisting Law Enforcement	6	F
49G21-1510-F4-038191	10/24/2015	9-30-5-2(a)	Operating a Vehicle While Intoxicated	Α	M
49G21-1510-F4-038191	10/24/2015	35-47-2-1	Carrying a Handgun w/o a License	5	F
49G21-1510-F4-038191		35-44.1-3-1(a)(1)	Resisting Law Enforcement	Α	M

Hearing Information

There is no hearing information for this inmate.

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http://inmateinfo.indy.gov/IML

CASE SUMMARY CASE NO. 49G21-1510-F4-038191

State of Indiana

v.

Willie Hemphill

Location:

Marion Superior Court, **Criminal Division 21** Judicial Officer: Gooden, Alicia A Filed on: 10/27/2015

Case Number History: 49G20-1510-F4-038191

49G20-DM1192005

Police Agency Number: DP150123628 Prosecutor Case

Management Number:

CASE INFORMATION

_	ense	Statute	Deg	Date	Case Type:	F4 - Felony 4
1.	35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon	35-47-4-5(C)	F4	10/24/2015	Case	03/09/2016 Decided
2.	35-44.1-3-1(a)(3)/F6: Resisting Law	35-44.1-3-1(a)	F6	10/24/2015	Status:	
	Enforcement def. uses a vehicle to commit the offense	(3)			Case Flags:	Early Trial
3.	35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o	35-44.1-3-1(a) (1)	MA	10/24/2015		
4.	35-47-2-1/F5:Felon Carrying a Handgun Def has a prior felony conviction w/in last 15 years.	35-47-2-1	F5	10/24/2015		

Related Cases

49G20-1510-MC-037858 (Other)

Statistical Closures

03/09/2016 Guilty Plea or Admission

> DATE **CASE ASSIGNMENT**

> > **Current Case Assignment**

Case Number

Court

Date Assigned Judicial Officer 49G21-1510-F4-038191

Marion Superior Court, Criminal Division 21

03/04/2016 Gooden, Alicia A

PARTY INFORMATION

State Plaintiff State of Indiana

Attorneys Chey, Annie Meehar

> 317-327-8511(W) 251 E Ohio ST STE 160

Public Defender

317-327-4100(W)

STE 200

151 N Delaware ST

Indianapolis, IN 46204

Ian.Fleming@indy.gov

Indianapolis, IN 46208

MCPO-EFSNotification@Indy.Gov

Hemphill, Willie **Defendant** Fleming, Ian M

> 27 N. Gray St Indianapolis, IN 46201

Black Male Height 5' 10" Weight 165

DOB: 09/10/1971 Age: 44 DL: IN 0880-73-9019

Other Agency Number: 000000683723 Indianapolis Metropolitan Police,

2310332 Protection Order Registry,

Provisional 755857 Indianapolis Metropolitan Police

DATE **EVENTS & ORDERS OF THE COURT INDEX**

CASE SUMMARY CASE No. 49G21-1510-F4-038191

	CASE 110. 47021-1310-14-030171
10/27/2015	Case Opened as a New Filing
10/28/2015	Initial Hearing (8:45 AM) (Judicial Officer: Hart, Peggy Ryan -C) Commenced and concluded Parties Present: Defendant Hemphill, Willie
10/28/2015	Court Sets Bond (Judicial Officer: Hagenmaier, Richard - C) Party: Defendant Hemphill, Willie SURETY BOND \$120,000.00 FROM 49G201510MC037858 TO 49G201510F4038191
10/28/2015	Probable Cause Found: Order Issued (Judicial Officer: Hagenmaier, Richard - C) Order Signed: 10/24/2015 TRANSFERRED
10/28/2015	Hearing Scheduling Activity Initial Hearing scheduled for 10/28/2015 at 8:45 AM.
10/28/2015	Advisement of Rights Conducted (Judicial Officer: Hart, Peggy Ryan -C)
10/28/2015	Omnibus Date 12/1/2015
10/28/2015	Indigent Counsel Appointed at County Expense Ian Fleming
10/28/2015	Motion for Early Trial Filed File Stamp: 10/28/2015 Filed By: Defendant Hemphill, Willie oral motion
10/28/2015	Order Granting Motion for Early Trial (Judicial Officer: Hart, Peggy Ryan -C) Order Signed: 10/28/2015 Movant: Defendant Hemphill, Willie granted in open court, speedy deadline is January 6, 2016. Defendant refused to talk to attorney about Speedy request.
10/28/2015	Hearing Scheduling Activity Final PreTrial Conference scheduled for 12/07/2015 at 1:30 PM.
10/28/2015	Hearing Scheduling Activity Jury Trial scheduled for 12/17/2015 at 8:30 AM.
10/28/2015	Appearance Filed File Stamp: 10/28/2015 For Party: Defendant Hemphill, Willie Attorney: Public Defender Fleming, Ian M
10/30/2015	Appearance Filed File Stamp: 10/30/2015 For Party: State Plaintiff State of Indiana Attorney: Prosecutor Chey, Annie Meehar
10/30/2015	Discovery Filed File Stamp: 10/30/2015 Filed By: Prosecutor Chey, Annie Meehar
11/09/2015	Motion To Compel File Stamp: 11/09/2015 Filed By: Prosecutor Chey, Annie Meehar DEFENDANT TO GIVE BUCCAL SWAB SAMPLE

CASE SUMMARY CASE No. 49G21-1510-F4-038191

	CASE NO. 49G21-1510-F4-038191
11/10/2015	Order Granting (Judicial Officer: Seiter, David Michael - C) Order Signed: 11/09/2015 Motion to Compel Defendant to Give Buccal Swab Samples
11/10/2015	Notice Filed File Stamp: 11/09/2015 Filed By: Prosecutor Chey, Annie Meehar NOTICE OF INTENT TO USE OTHER CRIMES EVIDENCE
11/17/2015	Discovery Filed File Stamp: 11/17/2015 Filed By: Prosecutor Chey, Annie Meehar *supplemental*
12/07/2015	Final PreTrial Conference (1:30 PM) (Judicial Officer: Seiter, David Michael - C) Commenced and concluded Parties Present: State Plaintiff State of Indiana Public Defender Fleming, Ian M Defendant Hemphill, Willie Prosecutor Chey, Annie Meehar
12/07/2015	Motion for Continuance Filed File Stamp: 12/07/2015 Filed By: Prosecutor Chey, Annie Meehar
12/07/2015	Order Granting Motion for Continuance (Judicial Officer: Seiter, David Michael - C) Order Signed: 12/07/2015 State's Motion for Continuance
12/07/2015	Hearing Scheduling Activity Jury Trial originally scheduled on 12/17/2015 at 8:30 AM was rescheduled to 01/21/2016 at 8:30 AM. Reason: By Request.
12/07/2015	Hearing Scheduling Activity Final PreTrial Conference scheduled for 01/11/2016 at 1:30 PM.
12/08/2015	Discovery Filed File Stamp: 12/07/2015 Filed By: Prosecutor Chey, Annie Meehar Supplemental
12/08/2015	Discovery Filed File Stamp: 12/07/2015 Filed By: Prosecutor Chey, Annie Meehar Supplemental
01/07/2016	Correspondence to/from Court Filed File Stamp: 01/07/2016 Filed By: Defendant Hemphill, Willie
01/07/2016	Motion to Amend Information Filed File Stamp: 01/07/2016 Filed By: Prosecutor Chey, Annie Meehar STATE'S MOTION TO AMEND COUNT III & ADD COUNTS IV, V
01/07/2016	Administrative Event pro se motion for Frank"s hearing is denied and stricken per Trial Rule 11
01/08/2016	Administrative Event File Stamp: 01/08/2016 States motion to amend and add counts is under advisement until 1/11/16

CASE SUMMARY CASE No. 49G21-1510-F4-038191

01/11/2016	Final PreTrial Conference (1:30 PM) (Judicial Officer: Seiter, David Michael - C) Commenced and concluded Parties Present: State Plaintiff State of Indiana Public Defender Fleming, Ian M Defendant Hemphill, Willie Prosecutor Chey, Annie Meehar					
01/11/2016	Discovery Filed File Stamp: 01/11/2016 Filed By: Prosecutor Chey, Annie Meehar Supplemental					
01/11/2016	Hearing Journal Entry (Judicial Officer: Seiter, David Michael - C) Hearing Date: 01/11/2016 jury confirmed					
01/15/2016	Discovery Filed File Stamp: 01/15/2016 Filed By: State Plaintiff State of Indiana supplemental					
01/19/2016	Motion to Vacate Hearing Filed File Stamp: 01/15/2016 Filed By: State Plaintiff State of Indiana vacate jury					
01/19/2016	Hearing Scheduling Activity Jury Trial scheduled for 01/21/2016 at 8:30 AM was cancelled. Reason: Other.					
01/19/2016	Hearing Scheduling Activity Change of Plea Hearing scheduled for 02/16/2016 at 10:30 AM.					
01/19/2016	Motion to Amend Information Filed File Stamp: 01/19/2016 Filed By: Prosecutor Chey, Annie Meehar BY AMENDING COUNT III AND ADDING COUNT IV FOR PURPOSES OF A PLEA AGREEMENT					
01/20/2016	Order Issued (Judicial Officer: Seiter, David Michael - C) Order Signed: 01/20/2016 setting Initial Hearing for Counts 3 & 4 on 2/16/16 at 10:30AM					
01/20/2016	Hearing Scheduling Activity Initial Hearing scheduled for 02/16/2016 at 10:30 AM.					
01/21/2016	CANCELED Jury Trial (8:30 AM) (Judicial Officer: Seiter, David Michael - C) Other 12/17/2015 Continued to 01/21/2016 State of Indiana					
02/12/2016	Hearing Scheduling Activity Initial Hearing scheduled for 02/16/2016 at 10:30 AM was cancelled. Reason: Judicial Action.					
02/16/2016	Change of Plea Hearing (10:30 AM) (Judicial Officer: Seiter, David Michael - C) Commenced and concluded Parties Present: State Plaintiff State of Indiana Public Defender Fleming, Ian M Defendant Hemphill, Willie Prosecutor Chey, Annie Meehar					
02/16/2016	CANCELED Initial Hearing (10:30 AM) (Judicial Officer: Seiter, David Michael - C)					

CHRONOLOGICAL CASE SUMMARY

CASE SUMMARY CASE No. 49G21-1510-F4-038191

	CASE NO. 49G21-1510-F4-050191
	Judicial Action
02/16/2016	Advisement of Rights Conducted (Judicial Officer: Seiter, David Michael - C)
02/16/2016	Plea Agreement Filed Filed Stamp: 02/16/2016
02/16/2016	Motion to Enter Plea Pursuant to Plea Agreement Filed File Stamp: 02/16/2016 Filed By: Public Defender Fleming, Ian M
02/16/2016	Hearing Journal Entry (Judicial Officer: Seiter, David Michael - C) Hearing Date: 02/16/2016 factual basis taken, plea taken under advisement.
02/16/2016	Order for Presentence Investigation Report Order Signed: 02/16/2016
02/16/2016	Hearing Scheduling Activity Sentencing Hearing scheduled for 03/08/2016 at 2:30 PM.
03/03/2016	Hearing Scheduling Activity Sentencing Hearing originally scheduled on 03/08/2016 at 2:30 PM was rescheduled to 03/08/2016 at 2:30 PM. Reason: Court's Own Motion.
03/07/2016	Notice of Exclusion of Confidential Information File Stamp: 03/07/2016 Filed By: Probation Department Marion County Probation Department
03/07/2016	Pre-Sentence Investigation Report Filed File Stamp: 03/07/2016 Filed By: Probation Department Marion County Probation Department
03/08/2016	Sentencing Hearing (2:30 PM) (Judicial Officer: Gooden, Alicia A) Commenced and concluded Parties Present: State Plaintiff State of Indiana Public Defender Fleming, Ian M Defendant Hemphill, Willie Prosecutor Chey, Annie Meehar
03/08/2016	Judgment (Judicial Officer: Gooden, Alicia A) 1. 35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon Dismissed 2. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense Plea by Agreement 3. 35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o Plea by Agreement
03/09/2016	Order Granting Mot. to Enter Plea Pursuant to Plea Agreement (Judicial Officer: Gooden, Alicia A) Order Signed: 03/08/2016 Order Granting Motion to Enter Plea of Guilty Pursuant to Plea Agreement.
03/09/2016	Notice of Evidence Destruction Issued
03/09/2016	Sentenced (Judicial Officer: Gooden, Alicia A) 2. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 10/24/2015 (F6) 35-44.1-3-1(a)(3) (3544131a3F6)

CHRONOLOGICAL CASE SUMMARY

CASE SUMMARY

CASE NO. 49G21-1510-F4-038191

3. 35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o

10/24/2015 (MA) 35-44.1-3-1(a)(1) (3544131a1MA)

Confinement to Commence 03/08/2016

Indiana Department of Correction

Term: 1 Yr

Jail Credit: 137 Days

Concurrent with Prior Sentence: with count 4

Comment: Defendant indigent to court fines and costs. Set term plea.

Confinement to Commence 03/08/2016 Indiana Department of Correction

Term: 1 Yr

Concurrent with Prior Sentence: with count 3

03/09/2016 Disposition Sent Electronically to Indiana State Police

Added By CHRIS Interface (SNTC)

03/09/2016 Disposition Sent Electronically to Indiana State Police

Added By CHRIS Interface (DISP)

03/10/2016 Amended Sentenced (Judicial Officer: Gooden, Alicia A) Reason: Other

2. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 10/24/2015 (F6) 35-44.1-3-1(a)(3) (3544131a3F6)

3. 35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists o

10/24/2015 (MA) 35-44.1-3-1(a)(1) (3544131a1MA)

Confinement to Commence 03/08/2016

County Jail

Term: 1 Yr

Jail Credit: 137 Days

Concurrent with Prior Sentence: with count 3

Comment: Defendant indigent to court fines and costs. Set term plea.

Confinement to Commence 03/08/2016

County Jail

Term: 1 Yr

Concurrent with Prior Sentence: with count 2

03/10/2016 Disposition Sent Electronically to Indiana State Police

Added By CHRIS Interface (SNTC)

04/08/2016 **Judgment** (Judicial Officer: Gooden, Alicia A)

4. 35-47-2-1/F5:Felon Carrying a Handgun Def has a prior felony conviction w/in last 15 years.

Plea by Agreement

04/08/2016 Amended Judgment (Judicial Officer: Gooden, Alicia A) Reason: Other

Correction to sentence

1. 35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon

- 2. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense
- $3.\ 35-44.1-3-1(a)(1)/MA$: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o

Plea by Agreement

04/08/2016 | Amended Sentenced (Judicial Officer: Gooden, Alicia A) Reason: Other

2. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 10/24/2015 (F6) 35-44.1-3-1(a)(3) (3544131a3F6)

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CHRONOLOGICAL CASE SUMMARY

CASE SUMMARY

CASE NO. 49G21-1510-F4-038191

3. 35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o

10/24/2015 (MA) 35-44.1-3-1(a)(1) (3544131a1MA)

Confinement to Commence 03/08/2016

County Jail Term: 0 Yr Jail Credit: 0 Days Comment:

Confinement to Commence 03/08/2016

County Jail Term: 1 Yr

Concurrent with Prior Sentence: with count 2

04/08/2016

Amended Sentenced (Judicial Officer: Gooden, Alicia A) Reason: Other

2. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 10/24/2015 (F6) 35-44.1-3-1(a)(3) (3544131a3F6)

3. 35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists o

10/24/2015 (MA) 35-44.1-3-1(a)(1) (3544131a1MA)

Confinement to Commence 03/08/2016

County Jail Term: 0 Yr Jail Credit: 0 Days Comment:

Confinement to Commence 03/08/2016 Indiana Department of Correction

Term: 1 Yr Jail Credit: 137 Days Suspended: 0 Days

Concurrent with Prior Sentence: with count 4

04/08/2016 Disposition Sent Electronically to Indiana State Police

Added By CHRIS Interface (DISP)

04/08/2016 **Sentenced** (Judicial Officer: Gooden, Alicia A)

4. 35-47-2-1/F5:Felon Carrying a Handgun Def has a prior felony conviction w/in last 15

10/24/2015 (F5) 35-47-2-1 (354721F5)

Confinement to Commence 03/08/2016

Indiana Department of Correction

Term: 1 Yr Suspended: 0 Days

Concurrent with Prior Sentence: Court 3

04/08/2016 Disposition Sent Electronically to Indiana State Police

Added By CHRIS Interface (SNTC)

04/08/2016 Disposition Sent Electronically to Indiana State Police

Added By CHRIS Interface (SNTC)

05/23/2016 Administrative Event

Correspondence to/from Court Filed

11/22/2017 Disposition Sent Electronically to Indiana State Police

Added By CHRIS Interface (TCN)

STATE OF INDIANA COUNTY OF MARION) ss:	IN THE MARION SUI CRIMINAL DIVISION CAUSE NUMBER	N, ROOM II
	AFFIDAVIT FOI	R PROBABLE CAUSE	
the person known as:		oath, deposes an says that he has reaso	on to believe that
Name: (1), 11, DOB: 9-10	e J. Hem	shill.	
O.T.N: 0 6 & 6	- 739 015		
30000		7	(time) at
at 2/2 (time) at 6/2 person committed such offense forthwith, the opportunity to m establish grounds for issuance of	; that unless samples ake such analysis wint of a search warrant a		(date), ow that said ical analysis
1. I am an officer with the	MAD	Department.	
2. In the course of my duties I	had occasion to inves	stigate:	
A. the scene of a	motor vehicle crash,	A fine of about the district of the about the	
person other than the su	spect,	involving a fatality or serious bodily i	
C. the scene of an observed erratic and/or		while intoxicated. Officer M. Phocle operation as follows:	illips 2dor
D. the scene of an	operating a vehicle	while intoxicated. Officer ect due to a non-moving traffic violat	ion, which was:
stopped a vehicle being	operated by the suspe	while intoxicated. Officerect at a sobriety checkpoint,	
F the scene of an stopped a vehicle being of	operating a vehicle soperated by the suspe	while intoxicated. Officerect for the following reasons:	
. I believe that above-named in-	dividual was the open	rator of the motor vehicle in question	because:
OFF Phol	lips observe	f har	001 2 3 2015 (56)
			007 2 3 2015 (56)
			(glasse Un Estation 1-1)

	E CAUSE AFFIDAVIT AND SEARCH D WITH THE SIGNING JUDGE ON THIS DATE
OF 10/24/2015	
	s/Travis Sandifur Judge, Marion Superior Court
Executed this 24th day of	October , 20 15 at 3 10 An (time).
	Officer's Name and Department For 17

Upon execution the following items were confiscated:

2 gray top tung blood

FILED

OCT 2 3 2015

(56)

Thyla a Eldridge CLERK OF THE MARION CIRCUIT COURT

Revised 3/11

11-13-10

STATE OF INDIANA) M	IARION SUPERIOR COURT
Plaintiff) C	RIMINAL DIVISION 20
) C.	ASE NO: 49G20-1510-F4-038191
)	(43) FILED
)	OCT 27 2015
WILLIE HEMPHILL Defendant)) M	Myla a Eldudge [aster Commissioner David M. Seiter

JURY TRIAL SETTING AND CASE MANAGEMENT ORDER

The Court being duly advised hereby enters the following order to govern this case:

- 1. The lead charge is a Level $\underline{\mathbf{F4}}$ Felony. The Court finds that this case should be disposed of within 180 days of the initial hearing.
- 2. The disposition date is on or about <u>04/25/2016</u>.
- 3. The State's Notice of Intended Witnesses and Exhibits is to be filed by:

12/21/2015.

4. Defendant's Notice of Intended Witnesses and Exhibits is to be filed by:

12/28/2015.

5. Depositions and discovery are to be completed on or before:

01/18/2016.

6. Substantive motions for which deadlines are not otherwise established by statute or rule, including but not limited to motions to suppress and written plea agreements are to be filed by 02/05/2016.

7. No sanctions shall be imposed for failure to comply with this order until the parties have first attempted to resolve the dispute informally, and then obtained an order compelling compliance with this order. Dates Stras Mande

1

- Final Witness and Exhibit Lists, Motions in Limine and jury instructions shall be filed in accordance with Local Rule 114 of Marion Superior Court, Criminal Division.
- 9. The omnibus date in this case is 12/28/2015.

10. The <u>Final PTC</u> for this case is <u>Monday</u>, 03/07/2016 at 1:30 P.M.

11. This case is set for Jury Trial on Thursday, 03/17/2016 at 8:30 A.M.

Master Commissioner David M. Seiter

Marion Superior Court Criminal Division 20

FAST+ Speeds Expiration=1/6/16 STATE OF INDIANA MARION COUNTY, ss:

IN THE MARION SUPERIOR CRIMINAL COURT 20 CRIMINAL DIVISION, ROOM E439

Cause No: 49G20-1510-F4-038191

STATE OF INDIANA)

**----_

vs.

DOB 9/10/1971

INFORMATION COUNT-I

WILLIE HEMPHILL B/Male

UNLAWFUL POSSESSION OF A FIREARM BY A SERIOUS VIOLENT FELON

I.C. 35-47-4-5(c)

A LEVEL 4 FELONY

275) OCT 28 2015

Thyle a. Eldridge of the Marion Circuit Courted

COUNT II
RESISTING LAW ENFORCEMENT
I.C. 35-44.1-3-1(a)(3)
A LEVEL 6 FELONY

COUNT III
RESISTING LAW ENFORCEMENT
I.C. 35-44.1-3-1(a)(1)
A CLASS A MISDEMEANOR

On this date, the undersigned came before the Prosecuting Attorney of the Nineteenth Judicial Circuit and, being duly sworn (or having affirmed), stated that in Marion County, Indiana

COUNT I

On or about October 24, 2015, WILLIE HEMPHILL having previously been convicted of a serious violent felony, to-wit: Battery With Bodily Injury as a C Felony in Grant County Court Room D02 under cause number 27D020406FB69, did possess a firearm, to-wit: a handgun;

COUNT II

On or about October 24, 2015, WILLIE HEMPHILL did knowingly flee from Michael Phillips, a law enforcement officer, after said officer identified himself by visible or audible means and visibly or audibly ordered said defendant to stop and in committing said act the defendant used a vehicle;

COUNT III

On or about October 24, 2015, WILLIE HEMPHILL did knowingly or intentionally forcibly resist, obstruct or interfere with Michael Phillips, a law enforcement officer, while said officer was lawfully engaged in his duties as a law enforcement officer;

all of which is contrary to statute and against the peace and dignity of the State of Indiana.

I swear or affirm under penalty of perjury as specified by I.C. 35-44-2-1 that the foregoing representations are true.

Affiant

State's Witnesses:

A. Popcheff/IMPD/P4687

M. Phillips/IMPD/20105

M. Deskins/IMPD/30748

M. McCardia/IMPD/M4520

FILED

OCT 28 2015

Myla a Eldridge)

October 27, 2015

Date

TERRY R. CURRY

Marion County Prosecutor

19th Judicial Circuit

Deputy Prosecuting Attorney

AFFIDAVIT FOR PROBABLE CAUSE

STATE OF INDIANA, COUNTY OF MARION, SS:

DETECTIVE ANN C. POPCHEFF swears (affirms) that:

IMPD Case/Incident Number:

Defendant Name: WILLIE HAMPHILL

Location of Incident: North Gray Street

Agency: Indianapolis Metropolitan Police Department

FILED

275 OCT 28 2015

Mylam as Eldridge

On 10/24/2015 at approximately 0217 am, I Officer Michael Phillips of the IMPD was dispatched with Officer Michael Deskins to N Gray St in reference to a suspicious vehicle behind the residence. The caller advised a van and a dark colored vehicle were both occupied and the caller could see a light from a lighter being repeatedly lit. Officer Deskins and I got the call together and proceeded to the scene together. Officer Deskins and I were both wearing full IMPD uniform and driving fully marked IMPD vehicles. Both of our vehicles had fully operational overhead light bars and working sirens.

As I proceeded to the scene, I decided to approach the alley from the east and enter off of N Dearborn St; I entered the alley north of E Washington St from N Dearborn St. As I drove west in the alley, I could see headlights heading slowly south from the alley and I could see a white van being driven by a black male. The driver failed to signal his turn from the alley as he turned west in front of me. I took a quick glance up the alley between N Gray St and N Dearborn St and saw no other vehicles moving or other foot traffic. Having witnessed the traffic violation, I attempted to initial a traffic stop on the Kia van for the traffic infraction. As soon as I activated my overhead light bar and illuminated the vehicle with my spotlight, the vehicle immediately I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

DATED: OCTOBER 27, 2015

DEPUTY PROSECUTING ATTORNEY NINETEENTH JUDICIAL CIRCUIT

From: DETECTIVE ANN C. POPCHEFF

accelerated. The vehicle threw up a cloud of dust as it attempted to flee from me. Upon seeing this, I believed the driver was attempting to flee and elude me. I turned on my siren, but the vehicle refused to stop and accelerated even more as we reached N Gray St. I briefly observed that the driver's head had ducked down and was possibly hiding something in the center console or floorboard. Officer Deskins was directly behind me and making the same observations as I about the vehicle attempting to elude and flee. As IMPD was being advised about the beginning of a vehicle pursuit, the vehicle failed to maintain its lane and pulled to the curb without signaling. I immediately exited my vehicle and approached the driver side of the vehicle. The driver's door was already open and the driver exited without being told to do so.

The driver of the vehicle, later identified as Willie Hemphill exited with his hands concealed and showed signs that he was going to flee. I drew my service weapon and ordered Willie Hemphill to the ground. Willie Hemphill's right hand was still concealed as he looked directly at me, but ignored my command to lie down. I then repeatedly, over and over again, stated "get down on the ground". Willie Hemphill kept stating "what!?. Willie Hemphill now approached me with his right hand still concealed but possibly holding his pants up but, due to the darkness, I could not determine what was in Mr. Hemphill's right hand. Willie Hemphill repeatedly ignored my commands to lie on the ground. I took several steps back as Mr. Hemphill continued to approach me and ignore my orders to "stop and lay down". I now recognized that Willie Hemphill was attempting to close the distance towards me and possibly attempt to assault me. I turned my gun side away from Willie Hemphill and with my left hand grabbed Willie Hemphill behind his neck. I secured my weapon as I pulled Mr. Hemphill to the ground with my left arm. Officer Deskins now joined me as I took Willie Hemphill to the ground. I was able to quickly place a handcuff on Willie Hemphill's right arm, but he pulled his left arm away from Officer Deskins. A violent struggle now began as Officer Deskins and I attempted to get Willie Hemphill placed in

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

AFFIANT

DATED: OCTOBER 27, 2015

DEPUTY PROSECUTING ATTORNEY NINETEENTH JUDICIAL CIRCUIT

From: DETECTIVE ANN C. POPCHEFF

handcuffs. He was screaming at officers to get off of him while also swearing at officers. Officer Deskins and I were repeatedly telling Willie Hemphill to surrender his arms and not to physically resist. He never showed any signs of complying with our orders to put his hands behind his back. Willie Hemphill was tightening his body, twisting, turning, and attempting to get up off the ground. Willie Hemphill kept pulling with all of his might to keep Officer Deskins from putting his left arm behind his back. Willie Hemphill pulled his left arm free several times before Officer Deskins and I could get the arm behind his back. I momentarily lost Willie Hemphill's right arm that had the handcuff on it during the struggle. He immediately pulled his right arm/hand to his waistline. I put Willie Hemphill's right arm into an arm bar by putting pressure on his right upper arm. Willie Hemphill was definitely reaching for something on his waistline as I applying the arm bar and called out a warning to Officer Deskins. The physical hold finally put enough pressure on Willie Hemphill's arm that I could pull the still handcuffed hand from under his body. Willie Hemphill was finally placed in handcuffs at this time. I immediately retrieved the item Willie Hemphill was reaching for and discovered it was a Smith and Wesson folded knife that was clipped to his waistline. Willie Hemphill was placed in leg cuffs, since he was still aggressive and hostile. He was also kicking and attempting to get up.

With Willie Hemphill secured, I began to make several observations of him and his current demeanor. I noticed he did have an odor of an alcoholic beverage on his breathe and person. Willie Hemphill had glassy eyes and was slurring his speech. I noticed Willie Hemphill was showing signs of possible recent narcotic use. He was having significant mood swings with yelling/screaming at everyone he saw to completely calm and quiet within a minute's time. He showed signs of a higher than normal pain tolerance and complained of no pain from when his right arm was placed in an arm bar. Willie Hemphill was nearly able to get up off the ground even though Officer Deskins and I were both on top of him. Having made the observations of

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

AFFIANT

DATED: OCTOBER 27, 2015

DEPUTY PROSECUTING ATTORNEY

NINETEENTH JUDICIAL CIRCUIT

From: DETECTIVE ANN C. POPCHEFF

Willie Hemphill and having seen him drive a vehicle, I requested a DUI Officer to assist with a breathe test. I read Willie Hemphill the Indiana Implied Consent and he initially agreed to take a breath test. But within a minute or two, Willie Hemphill again became angry, aggressive, and hostile. I realized there was no way to safely conduct a breathe test in Willie Hemphill's current state.

A license check of Willie Hemphill's driving privileges showed his license was suspended/infraction. I advised Willie Hemphill that he was under arrest for Resisting L/E with a vehicle, Resisting L/E with force, and would be transported to Eskenazi Hospital for a blood draw. When Willie Hemphill parked and exited his vehicle, the vehicle was parked over two feet from the curb; I ordered a wrecker for the vehicle at this time. Inventory of the vehicle produced several tools in the trunk and second level seating. A book bag was in the second level seating row. In the center console and front seats were papers and other various items. In the center console was a digital scale with marijuana residue on it (I based this on my training and experience as a Police Officer). Under the driver's seat that Willie Hemphill was just sitting at was a fully loaded .380 caliber handgun. Upon seeing this, I called for an Evidence Technician to respond. Officer Michael Anderson, an Evidence Tech responded to the scene. Officer Anderson took photos of the vehicle and where the weapon was found. Officer Anderson recovered the loaded weapon from under the seat and photographed the weapons loaded magazine and the live round in the chamber. The weapon, a Cobra Arms .380 serial number FS035003, was negative through NCIC and submitted by Officer Anderson to the property room. A check through IMPD Control revealed Willie Hemphill had a C-felony conviction for Battery Resulting in Serious Bodily Injury under 27D02-0406-FB-69 on 08/29/2005. He has a prior for Theft D felony under cause number 27D02-0909-FD-108 on 10/14/2009. Willie Hemphill was additionally charged

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

DATED: OCTOBER 27, 20

UTY PROSECUTING ATTORNEY

NINETEENTH JUDICIAL CIRCUIT

From: DETECTIVE ANN C. POPCHEFF

with handgun possession by a convicted felon. The vehicle was towed by Cook's towing to the Auto Return lot.

Lt Mark McCardia arrived on scene to assist with the DUI investigation. Lt McCardia agreed that a breathe test could not be performed, due to Willie Hemphill's actions. Willie Hemphill was attempting to hurt himself by rubbing his face and body against the sidewalk. Willie Hemphill had to be moved from the sidewalk to the grass several times. He repeatedly screamed he was being hurt, even when no one was around him. Willie Hemphill was acting completely irrational and aggressive. Willie Hemphill was now telling officers "It's my wife's van! Arrest her for the drugs and GUN!!!" Lt McCardia went to the APC and applied for a warrant for Willie Hemphill's blood. At 03:15 am, the Honorable Travis Sandifur signed the warrant for a blood draw under cause # 49g201510MC037815. Lt McCardia brought the warrant to Eskenazi Hospital where I transported Willie Hemphill. He was still aggressive and hostile while also trying to harm himself. Willie Hemphill threw himself down in the parking lot of Eskenazi Hospital while screaming. Willie Hemphill tried to throw himself down several more times, but was kept from the ground by Officer Deskins and myself.

Willie Hemphill continued to resist at the Eskenazi Detention Center. He threw himself off of a bench in front of the Marion County Detention Deputies and had to be secured to a bed for his own safety. Lt McCardia arrived with the warrant and the warrant was executed at 0345 am. I observed RN Shawn Delaney use non-alcoholic betadine prep on Willie Hemphill's left arm before drawing two gray top tubes of Willie Hemphill's blood. RN Delaney then gave me possession of the two tubes and I transported both to the Property Room. The blood was submitted for testing. Willie Hemphill continued to fight, resist, and attempt to cause problems at the Detention Center. Willie Hemphill had to be restrained to a hospital bed for his own safety. Willie Hemphill was transported to APC by MCSD wagon.

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

DATED: OCTOBER 27, 2015

DEPUTY PROSECUTING ATTORNEY

NINETEENTH JUDICIAL CIRCUIT

From: DETECTIVE ANN C. POPCHEFF

Willie Hemphill was arrested for being a felon in possession of a handgun, felony resisting law enforcement, resisting law enforcement with force, OVWI/refusal, and sited on UTT #W1499880 for failure to signal. The blood, handgun, folding knife, and scale were all booked as evidence and left in the Property Room.

Sgt. Ben Heffner was on scene for the resisting special. All the above events occurred in Marion County, State of Indiana, and City of Indianapolis.

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

AFFIAN

DATED: OCTOBER 27, 2015

DEPUTY PROSECUTING ATTORNEY

NINETEENTH JUDICIAL CIRCUIT

STATE O	F INDIANA
MARION	COUNTY, ss:

CRIMINAL COURT 20 CRIMINAL DIVISION, ROOM E439

STATE	OF	INDIANA)	
)	

Cause No: 49G20-1510-F4-038191

vs.

INFORMATION

WILLIE HEMPHILL B/Male

COUNT I UNLAWFUL POSSESSION OF A FIREARM BY A SERIOUS VIOLENT FELON I.C. 35-47-4-5(c)

DOB 9/10/1971

A LEVEL 4 FELONY

275) OCT 28 2015

Myle a Eldridge

CLERK OF THE MARION CIRCUIT COUNT

COUNT II
RESISTING LAW ENFORCEMENT
I.C. 35-44.1-3-1(a)(3)
A LEVEL 6 FELONY

COUNT III
RESISTING LAW ENFORCEMENT
I.C. 35-44.1-3-1(a)(1)
A CLASS A MISDEMEANOR

On this date, the undersigned came before the Prosecuting Attorney of the Nineteenth Judicial Circuit and, being duly sworn (or having affirmed), stated that in Marion County, Indiana

COUNT I

On or about October 24, 2015, WILLIE HEMPHILL having previously been convicted of a serious violent felony, to-wit: Battery With Bodily Injury as a C Felony in Grant County Court Room D02 under cause number 27D020406FB69, did possess a firearm, to-wit: a handgun;

COUNT II

On or about October 24, 2015, WILLIE HEMPHILL did knowingly flee from Michael Phillips, a law enforcement officer, after said officer identified himself by visible or audible means and visibly or audibly ordered said defendant to stop and in committing said act the defendant used a vehicle;

COUNT III

On or about October 24, 2015, WILLIE HEMPHILL did knowingly or intentionally forcibly resist, obstruct or interfere with Michael Phillips, a law enforcement officer, while said officer was lawfully engaged in his duties as a law enforcement officer;

all of which is contrary to statute and against the peace and dignity of the State of Indiana.

I swear or affirm under penalty of perjury as specified by I.C. 35-44-2-1 that the foregoing representations are true.

Myla (L. Elderdae) Clerk of the Marion Circuit opera.

Affiant

State's Witnesses:

A. Popcheff/IMPD/P4687

M. Phillips/IMPD/20105

M. Deskins/IMPD/30748

M. McCardia/IMPD/M4520

Date .

October 27, 2015

TERRY R. CURRY

Marion County Prosecutor

19th Judicial Circuit

Deputy Prosecuting Attorney

Willie Hemphill # 683723 Cause # 49G20-1510-F4-038191

Lied in Request for Search Warrant
10-24-2015
On Affidavitfor Probable Cause
to gain a warrant for Blood
Ofc. Phillip Lies Again and states
this Infraction was committed
on Gray and Washington

10-27-2015 Filed 10-28-2015

This is where the Police (ofc. Phillips)
Lied; Location in his Probable Cause
Affidavit he said from South Alley
to West Alley. In Probable Cause
he also says he chased me to Gray Street
for I Fled toward Gray street

SS. THE STATE ON	□ A.I	D. 🗆 (C.C.	
COUNTY OF MARION)	#	of#		
State of Indiana))	11144		00
City of Indianapolis)		W14	11.00	
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I affirm under penalty of perjury as specified by	IC 35-44-2-1 th	nat the foregoing	representati	ons are true.
OFFICER'S SIGNATURE	ID NO.		POL	ICE AGENC
71/2 1 1 1	20	105	I	MPD
PROSECUTOR, 19TH JUDICIAL DISTRICT	4 CORPORAT	ION COUNSEL	Sent	SK
You can determine the amount owed www.lndy.gov/ticketpay, after about 1 by telephone or online, you may visit C	4 business da	ays. If the inform	nation is n	ot available
IF THIS BOX IS CHECKED, YOU ARE APPEAR IN COURT. A SUMMONS W	CHARGED	WITH AN OFFE	NSE AND	MUST

AFFIDAVIT FOR PROBABLE CAUSE

STATE OF INDIANA, COUNTY OF MARION, SS:

DETECTIVE ANN C. POPCHEFF swears (affirms) that:

IMPD Case/Incident Number:

Defendant Name: WILLIE HAMPHILL

Location of Incident: 25 North Gray Street

Agency: Indianapolis Metropolitan Police Department

(275) OCT 28 2015

Mylus On Eldridge Out

On 10/24/2015 at approximately 0217 am, I Officer Michael Phillips of the IMPD was dispatched with Officer Michael Deskins to 25 N Gray St in reference to a suspicious vehicle behind the residence. The caller advised a van and a dark colored vehicle were both occupied and the caller could see a light from a lighter being repeatedly lit. Officer Deskins and I got the call together and proceeded to the scene together. Officer Deskins and I were both wearing full IMPD uniform and driving fully marked IMPD vehicles. Both of our vehicles had fully operational overhead light bars and working sirens.

As I proceeded to the scene, I decided to approach the alley from the east and enter off of N Dearborn St; I entered the alley north of E Washington St from N Dearborn St. As I drove west in the alley, I could see headlights heading slowly south from the alley and I could see a white van being driven by a black male. The driver failed to signal his turn from the alley as he turned west in front of me. I took a quick glance up the alley between N Gray St and N Dearborn St and saw no other vehicles moving or other foot traffic. Having witnessed the traffic violation, I attempted to initial a traffic stop on the Kia van for the traffic infraction. As soon as I activated my overhead light bar and illuminated the vehicle with my spotlight, the vehicle immediately

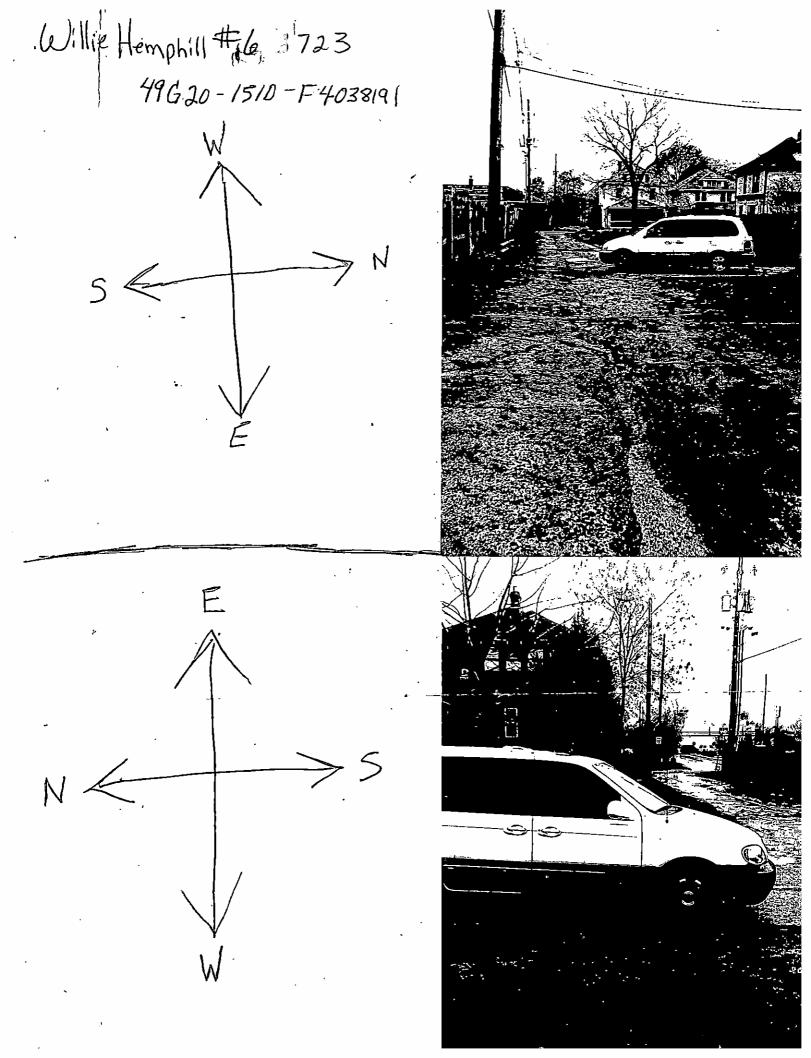
I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

AFFIANT

DATED: OCTOBER 27 2015

DEPUTY PROSECUTING ATTORNEY

NINETEENTH JUDICIAL CIRCUIT



MARION COUNTY PUBLIC DEFENDER AGENCY

151 North Delaware, Suite 200 Indianapolis, IN 46204-3320 Phone (317) 327-4100 Fax (317) 327-3754 TDD for hearing impaired (317) 327-5186

CRIMINAL DEFENSE APPEARANCE FORM

Cause Number: 49G20-1510-F4-038191

Name of Defendant: Willie Hemphill

6 OCT 29 2015 MG

Myla a Eldindae

CLERK OF THE MARION CIRCUIT COURT

1. Defense Attorney Information (as applicable for service):

Ian M Fleming

Atty No: 30615-49

151 N. Delaware St., Suite 200 Indianapolis, IN 46204 USA

Fax: (317) 327-3754

Email: ian.fleming@indy.gov Business Phone: (317) 327-4100

2. Defendant WILL NOT accept service by FAX

Note: If separate attorneys represent separate defendants or separate sets of defendants, use an appearance form for each separately represented defendant or set of defendants.

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time of a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

STATE OF INDIANA	}	IN THE MARION SUPERIOR COURT
		ss: CRIMINAL DIVISION, ROOM NO. 20
STATE OF INDIANA	}	CAUSE NO. 49-G20-1510-F4-038191

V

WILLIE HEMPHILL

STATE'S NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana informs the Court that it has previously complied with the Court's order on discovery by providing defense counsel with the items listed in the State's Notice of Discovery Compliance. The State of Indiana further notifies the Court that it has learned of additional items subject to discovery and has provided defense counsel with the following items:

- Charging Information, 2 page(s):
- Probable Cause Affidavit, 6 page(s):
- Criminal History Report, 7 page(s):
- Certification of Indiana Official Driver Record, 4 page(s):
- Certification of Indiana Registration Record, VIN #KNDUP131036409172, 3 page(s):
- IMPD Incident Report, #PD15123628, 8 page(s):
- IMPD Field Arrest Report, Arrest #AR-IMPD1525309, 3 page(s):
- Division of Public Safety Communications Call Report, Call #152970319, 2 page(s):
- Photographs are available by any of the following means: (1) to eliminate expense and in keeping up with this office's open file policy, the photographs may be viewed by contacting the assigned deputy prosecutor; or (2) original photographs are available by contacting the IMPD photo unit and referencing agency case number PD15123628:

Annie Chey

Deputy Prosecuting Attorney

CERTIFICATION OF SERVICE

This is to certify that a copy of the State's notice of I the attorney for the defendant(Discovery Compliance has been served upon)by:
way of personal service	
	nss mail on the same date Affing.
	Jahr Marian
	Money
	Armin Char
	Annie Chey
	Deputy Prosecuting Attorney
	251 East Ohio Street, Suite 160
	Indianapolis, IN 46204
	317-327-5324

court

APPEARANCE FORM (CRIMINAL) - STATE OF INDIANA

Cause Number: 49G201510F4038191

1. Initiating Party: State of Indiana

2. Agency Case Number: PD15120246

3. Name of Defendant: Willie Hemphill

Transaction Control Number (TCN): Not Available

State I.D. Number: Not Available

Case Type Requested:

Levels: F2 F3 F4 F5 F6

5. Prosecuting Attorney Information:



Major Case Division D Felony Division **Domestic Violence** Traffic Division: Division: Terry Curry Terry Curry Terry Curry Terry Curry Marion County Prosecutor Marion County Prosecutor Marion County Prosecutor Marion County Prosecutor 251 E. Ohio St., Suite 160 251 E. Ohio St., Suite 160 251 E. Ohio St., Suite 160 251 E. Ohio St., Suite 160 Indianapolis, IN 46204 Indianapolis, IN 46204 Indianapo0lis, IN 46204 Indianapolis, IN 46204 Tx: (317) 327-5336 Tx: (317) 327-5336 Tx: (317) 327-5336 Tx: (317) 327-5336 Fax: (317) 327-5409 Fax: (317) 327-5409 Fax: (317) 327-5409 Fax: (317) 327-5409 Attorney No.: 3481-49 Attorney No.: 3481-49 Attorney No.: 3481-49 Attorney No.: 3481-49

Assigned Deputy: ANNIE CHEY Phone Number: 327-5324

Attorney Number: 28497-49 Email: <u>ANNIE.CHEY@INDY.GOV</u>

6. Will the State accept service by FAX: No

7. Are there related cases?

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
COUNTY OF MADION) SS:	CDIMINAL DUNCTON DOOM 20
COUNTY OF MARION	,)	CRIMINAL DIVISION, ROOM 20
STATE OF INDIANA,)	
Plaintiff,	_)	
	5 1 1	CAUSE: 49G20-1510-F4-038191
V.	office Stand of A & S	
WILLIE HEMPHILL,	6) Juny 19 7015 MA	
Defendant.	Myla) a. Eldridge	
	CLERK OF THE MARKON CLOCKET CO. 4-	

STATE'S NOTICE OF INTENT TO USE OTHER CRIMES EVIDENCE

Comes now the State of Indiana, by its deputy prosecutor, and pursuant to Rule 609 of the Indiana Rules of Evidence, notifies the defendant of its intent to introduce evidence of other crimes, specifically:

Evidence that the defendant was arrested and later convicted of Theft, as a Class D
Felony in the State of Indiana Grant County Superior Court 2 under cause
number 27D02-0909-FD-000108 on or about October 14, 2009 and any evidence
thereof.

Respectfully submitted,

Annie Chey, 28497-49 Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of this filing has been served upon the attorney for the defendant, <u>Ian Fleming</u>, <u>151</u> N. <u>Delaware St.</u>, <u>Suite 200</u>, <u>Indianapolis</u>, <u>IN 46204</u>:

[] by way of personal service;

[x] by placing said Notice in the Public Defender's mailbox on the same date of filing;

[] by sending postage prepaid United States First Class mail on the same date of filing.

Annie Chey, 28497-49 Deputy Prosecuting Attorney STATE OF INDIANA

SS:

COUNTY OF MARION

STATE OF INDIANA,
Plaintiff,

V.

WILLIE HEMPHILL,
Defendant.

IN THE MARION SUPERIOR COURT

CRIMINAL DIVISION, ROOM 20

CRIMINAL DIVISION, ROOM 20

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CRIMINAL DIVISION, ROOM 20

MOTION TO COMPEL DEFENDANT TO GIVE BUCCAL SWAB SAMPLE

The State of Indiana moves the Court for an order requiring that defendant, Willie Hemphill, in the above-entitled cause to present himself for the taking of necessary DNA samples for the following good and sufficient reasons:

- The defendant has been charged with Unlawful Possession of a Firearm by a Serious Violent Felon as a Level 4 Felony.
- 2. Physical evidence was recovered during the investigation of this case.
- 3. The state wishes to request DNA testing of said evidence.
- 4. A buccal swab from the defendant is necessary to conduct the DNA testing.
- 5. This testing is necessary for the State to prepare its case.

WHEREFORE, the State respectfully requests the Court to order production of the Defendant, for obtaining necessary samples to conduct DNA testing at a time prior to trial.

Respectfully submitted,

Annie Chey, 28497-49 Deputy Prosecuting Attorney

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COURT
COUNTY OF MARION)	CRIMINAL DIVISION, ROOM 20
STATE OF INDIANA,) ·	•
Plaintiff,)	CAUSE: 49G20-1510-F4-038191
v.)	FILED
Willie Hemphill, Defendant.)	NOV 1 0 2015 (145)
Defendant.	J	ORDER Myla a Eldridge
		ORDER Clandae

The State of Indiana, having filed its Motion to Compel Defendant to Give Buccal Swab Sample, and the Court, having read and carefully considered the motion, now finds that it should be GRANTED.

It is therefore ORDERED that defendant, Willie Hemphill, make himself available prior to trial for a member of law enforcement to obtain a buccal swab sample for DNA testing.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED.

Dated: 11-9-15

Judge, Marion County Superior Court Criminal Division, Room 20

X

Distribution:

Marion County Prosecutor's Office 251 East Ohio Street, Suite 160 Indianapolis, Indiana 46204

Ian Fleming

<u>CERTIFICATE OF SERVICE</u>

This is to certify that a copy of this filing has been served upon the attorney for the defendant, <u>Ian Fleming, 151 N. Delaware St., Suite 200, Indianapolis, IN 46204</u>:

[] by way of personal service;

[x] by placing said Notice in the Public Defender's mailbox on the same date of filing:

[] by sending postage prepaid United States First Class mail on the same date of filing.

Annie Chey, 28497-49

Deputy Prosecuting Attorney 251 East Ohio Street, Suite 160

Indianapolis, IN 46204

court

12/7

STATE OF INDIANA COUNTY OF MARION

ss: C

IN THE MARION SUPERIOR COURT CRIMINAL DIVISION, ROOM NO. 20 CAUSE NO. 49G20-1510F4038191

STATE OF INDIANA vs.

6) NOV 17 2015

WILLIE HEMPHILL

mula a Eldridge

STATE'S SUPPLEMENTAL NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana hereby notifies the Court that it has previously complied with the Court's order on discovery by providing defense counsel with the items listed in the State's Notice of Discovery Compliance. The State of Indiana further notifies the Court that it has learned of additional items subject to discovery and has provided defense counsel with the following items:

 Certified Copy of Search Warrant to obtain and remove a blood sample from Willie J. Hemphill; 5 pages

ANNIE CHEX
Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 East Ohio Street, Suite 160 Indianapolis, Indiana 46204-3363 (317) 327-5327

CERTIFICATE OF SERVICE

	This is to certify that a copy of the State's Notice of Supplemental Discovery has been served forney Ian M Fleming, Public Defender
**	by way of personal service;
X_	by placing said Motion in the Public Defender's mailbox;
	or by sending postage prepaid United States First Class mail on the same date of filing.
	ANNIE CHEY Deputy Prosecuting Attorney

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COURT
COUNTY OF MARION) 33.	CRIMINAL DIVISION, ROOM 20
STATE OF INDIANA, Plaintiff,)))	CAUSE: 49G20-1510-F4-038191
V.)	DEC 0 7 2015
WILLIE HEMPHILL,)	
Defendant.)	Myla a. Eldridge CLERK OF THE MARION CITCUIT COURT

STATE'S SUPPLEMENTAL NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana tenders this supplemental notice of discovery compliance to inform the Court and Defense of the following item(s) that have become known to the State that the State may use at trial or are otherwise required to be discovered pursuant to local rule, the Indiana Rules of Criminal Procedure, or state or federal law.

- 1. Laboratory Examination Report LAB15-05902, Agency Case #DP15123628, 1 Page.
- 2. The State of Indiana may call Latent Print Technician, Brittney Raper, as a witness.

Annie Chey, 28497-49 Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the State's Notice of Discovery Compliance has been served upon the attorney for the defendant, <u>Ian Fleming</u>, <u>151 N. Delaware St., Suite 200</u>, <u>Indianapolis</u>, <u>IN 46204</u>:

[] by way of personal service

[x] by placing said Notice in the Public Defender's mailbox on the same date of filing
] by sending postage prepaid United States First Class mail on the same date of filing

A Million

Annie Chey, 28497-49
Deputy Prosecuting Attorney
251 East Ohio Street, Suite 160
Indianapolis, IN 46204

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COURT
COUNTY OF MARION)	CRIMINAL DIVISION, ROOM 20
STATE OF INDIANA, Plaintiff,)))	CAUSE: 49G20-1510-F4-039191
v.)	
WILLIE HEMPHILL, Defendant.	j	74 DEC 07 2015

STATE'S SUPPLEMENTAL NOTICE OF DISCOVERY COMPLIANCE OF THE MARION CIRCUIT COURT

The State of Indiana tenders this supplemental notice of discovery compliance to inform the Court and Defense of the following item(s) that have become known to the State that the State may use at trial or are otherwise required to be discovered pursuant to local rule, the Indiana Rules of Criminal Procedure, or state or federal law.

- 1. Laboratory Examination Report LAB15-05902, Agency Case #DP15123628, 1 Page.
- 2. The State of Indiana may call Forensic Scientist, Dirk Shaw, as a witness.

Annie Chey, 28497-49
Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the State's Notice of Discovery Compliance has been served upon the attorney for the defendant, <u>Ian Fleming</u>, <u>151 N. Delaware St., Suite 200</u>, <u>Indianapolis, IN 46204</u>:

[] by way of personal service

[x] by placing said Notice in the Public Defender's mailbox on the same date of filing

[] by sending postage prepaid United States First Class mail on the same date of filing

Annie Chey, 28497-49

Deputy Prosecuting Attorney 251 East Ohio Street, Suite 160

Indianapolis, IN 46204

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
) SS:	CRIMINAL DIVISION, ROOM NO. 20
COUNTY OF MARION)	1
		FILE
STATE OF INDIANA)	TILLI
)	DECLAR
VS.)	CAUSE NO.: 49G20-1510-FA-038 1910 7 2015
)	
WILLIE HEMPHILL)	Myla a Eldridge
		THE MARIAN AND A

STATE'S MOTION FOR CONTINUANCE PURSUANT TO CR 4(D)

The State of Indiana respectfully requests a continuance of the above-entitled cause set for trial for the following good and sufficient reasons:

- 1. This matter is set for jury as an early trial on December 17th, 2015 at 8:30 a.m.;
- 2. The Defendant is charged with Ct. 1 Unlawful Possession of a Firearm by a Serious Violent Felon / F4, Resisting Law Enforcement / F6 and Resisting Law Enforcement / MA;
- 3. On November 10th, 2015 the Court granted the State's request to Compel the Defendant to Give a Buccal Swab sample;
- 4. The DNA results would be dispositive of Ct. 1 Unlawful Possession of a Firearm by a Serious Violent Felon / F4;
- 5. The State contacted the Indianapolis Marion County Forensic Services Agency, more commonly known as the "Crime Lab" and confirmed that DNA testing and analysis will not be completed by the jury trial date of December 17th. The Crime Lab is currently backlogged with cases. Additionally, the entire DNA section of the Crime lab will be in mandatory training all next week (Dec. 14-18) which will slow down completion of all requests for DNA testing and analysis;

- 6. The Crime Lab has requested this case be continued out until mid to late January 2016 so DNA testing and analysis can be completed;
- 7. Therefore, the State will be unable to proceed on this matter;
- 8. Criminal Rule 4 (D) states:
 - (D) Discharge for delay in trial—When may be refused—Extensions of time. If when application is made for discharge of a defendant under this rule, the court be satisfied that there is evidence for the state, which cannot then be had, that reasonable effort has been made to procure the same and there is just ground to believe that such evidence can be had within ninety (90) days, the cause may be continued, and the prisoner remanded or admitted to bail; and if he be not brought to trial by the state within such additional ninety (90) days, he shall then be discharged.
- 9. The State requests that this matter be continued pursuant to Criminal Rule 4(D). The State is certain that results can be produced within an additional ninety (90) days as the Crime Lab has requested this case be continued out until mid to late January 2016;
- 10. Accordingly, the State respectfully requests that this case be re-set for trial on any day after January 31st, 2016;
- 11. This is the first jury trial setting in this matter, and the State's first motion for a continuance;
- 12. The Defendant is in custody;
- 13. The State tenders this motion only to ensure proper representation and not for any dilatory purpose;

14. The State contacted defense counsel, Ian Fleming, and he objects to this continuance on the basis of Criminal Rule 4;

WHEREFORE, the State of Indiana and Defendant respectfully request a continuance for the above-captioned cause.

Respectfully submitted,

Annie Chey (28/97-49) Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the above State's Motion for Continuance has been served upon the attorney for the defendant, Ian Fleming, by placing said copy in the Public Defender's mailbox on the same date of filing.

Annie Chey (28497-49)

Deputy Prosecuting Attorney

1	STATE OF INDIANA
	MARION COUNTY, ss:

STATE OF INDIANA)
vs.)

WILLIE HEMPHILL B/Male DOB 9/10/1971

IN THE MARION SUPERIOR CRIMINAL COURT 20 CRIMINAL DIVISION, ROOM E439

Cause No: 49G20-1510-F4-038191

AMENDED INFORMATION

COUNT I

UNLAWFUL POSSESSION OF A FIREARM BY A SERIOUS VIOLENT FELON I.C. 35-47-4-5(c) A LEVEL 4 FELONY

COUNT II

RESISTING LAW ENFORCEMENT I.C. 35-44.1-3-1(a)(3)
A LEVEL 6 FELONY

COUNT III
RESISTING LAW ENFORCEMENT
I.C. 35-44.1-3-1(a)(1)
A CLASS A MISDEMEANOR

COUNT IV
OPERATING A VEHICLE WHILE
INTOXICATED ENDANGERING A
PERSON
I.C. 9-30-5-2(a)
A CLASS A MISDEMEANOR

COUNT V
OPERATING A VEHICLE WITH AN ACE
OF .15 OR MORE
I.C. 9-30-5-1(b)
A CLASS A MISDEMEANOR

On this date, the undersigned came before the Prosecuting Attorney of the Nineteenth Judicial Circuit and, being duly sworn (or having affirmed), stated that in Marion County, Indiana

COUNT I

On or about October 24, 2015, WILLIE HEMPHILL having previously been convicted of a serious

violent felony, to-wit: Battery With Bodily Injury as a C Felony in Grant County Court Room D02 under cause number 27D020406FB69, did possess a firearm, to-wit: a handgun;

COUNT II

On or about October 24, 2015, WILLIE HEMPHILL did knowingly flee from Michael Phillips, a law enforcement officer, after said officer identified himself by visible or audible means and visibly or audibly ordered said defendant to stop and in committing said act the defendant used a vehicle;

COUNT III

On or about October 24, 2015, WILLIE HEMPHILL did knowingly or intentionally forcibly resist, obstruct or interfere with Michael Phillips AND/OR Michael Deskins, a law enforcement officer, while said officer was lawfully engaged in his duties as a law enforcement officer;

COUNT IV

On or about October 24, 2015, at approximately the area of 25 N. Gray St, WILLIE HEMPHILL did operate a vehicle while intoxicated in such a manner that a person was endangered;

COUNT V

On or about October 24, 2015, at approximately the area of 25 N. Gray St., WILLIE HEMPHILL did operate a vehicle with an alcohol concentration equivalent to at least fifteen-hundredths (0.15) gram of alcohol per 100 milliliters of said defendant's blood

all of which is contrary to statute and against the peace and dignity of the State of Indiana.

I swear or affirm under penalty of perjury as specified by I.C. 35-44-2-1 that the foregoing representations are true.

Affiant Affiant

December 28, 2015

Date

TERRY R. CURRY

Marion County Prosecutor

State's Witnesses:
MICHAEL RAY ANDERSON
MICHAEL WAYNE DESKINS
MARK EDWARD MCCARDIA
MICHAEL WILLIAM PHILLIPS
ANN C POPCHEFF
BRITTNEY M RAPER

Michael Phillips SHAWN DELANEY 19th Judicial Circuit

STATE OF	FINDIANA	j	MARION SUPERIOR CO		
		J	CRIMINAL DIVISION 2	0	-
110		j	CASE NO: 49G20-1510)-F4F(JBBT191	P.Pa
VS	•	j			
WILLIE H	EMPHILL)	(18	JAN 07	2016
		ORDE	R	Mula a.	Elda de 0)
Th	nis matter came before the Court or	ı the De	, fendant, WILLIE HEMPF	CLERK OF THE MARIO HILL, <i>Pro Se</i> , h	N CIRCUIT COURT aving
filed his <u>M</u>	lotion for Frank's Hearing. And the	Court l	aving examined said Mo	tion and being	g duly
advised in	the premises NOW FINDS as foli o	ws:			
1.	1. The Defendant is represented by counsel of record, Ian Fleming.				
2.	2. Court does not recognize motions made by non-attorney of record.				
3. The Trial Rule 11 provides: Every pleading or motion of a party represented by an attorney shall be signed by at least one (1) attorney of record in his individual name, whose address, telephone number, and attorney number shall be stated. If a pleading or motion is not signed or is signed with intent to defeat the purpose of the rule, it may be stricken as sham and false and the action may proceed as though the pleading had not been served.					
4. As a courtesy, the Court will forward a copy of the Motion to your attorney for his review and consideration.					
IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the Defendant's Motion is					
hereby DE	NIED and stricken.		\bigcap /	_	
			1 1)		

Dated: December 9, 2015

Master Commissioner David Seiter

Distribution List:
Annie Chey

MCPO

Mail Telephone FAX Email Date: _______ By: ______

Willie Hemphill

Marion County Jail

Mail Telephone FAX Email Date: ______ By: ______

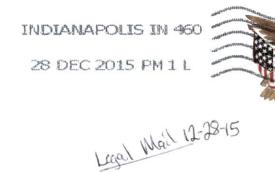
In the Matt. of Cause # 49620-151. =4-038191 State of Indiana Vs. Willie Hemphill

This Petition is being sent to the Following: FILED D. Judge: David M. Seiter 6 JAN 0 7.2018 NA 2). Prosecutor: Annie Chey, 28497-49 Due to the fact that my Attorney; I an Fleming Refuse to file 3). Attorney At LAW: IAN Fleming, PD anything in my behalf as Requested; Not even Depostions, Criminal Rule 4-Release, OR Additional Discovery Such as All Audio and Video-Body Cameras + Dash Cameres; as well as other written filings (cause the 49620-1510-MC-037858) and Pictures taken by Police. When there are Namerous Inconstancy in Sworn Statements. I, Willie Hemphill#683723; PROSE - Along With Counsel Inn Fleming; PD Phonett 317-327-2806: Do Request the Following: H Franks Hearing to Exclude Warrant; A Hearing to Impeach and Exclude Witness Rule 608; A motion to Suppless - Fruit of the Asisonous Tree-Fourth Amendment Violations and A Motion to Dismiss. In Suppose there are 3-Sworn Statements made by Police giving 3-different Location of an Alleged Traffic Infraction which is the Basis of this entire Case-hocation and Allegation were Falsified in order to aguire Probable Cause and Search Warrants - This is Malicious Pursecution and A Miscarriage of Justice by Police. This was a Alley to Alley turn made - Not a Public Street & See Pictures of Actual Vehicle and Alley to Alley-Atherey Fleming has originals) Also See Sworn Statements. There for I Pray the Court Officers grant All Just and Proper Relief in the Interest of Justice Sign Weller Hempfill Candaco M. Ano Dated 12-26-2015 ex: June 4 3033

Marion Country

ONO ARY PUBLICATION OF A SEAL OF INDIANA AND

Willie Hemphill # 683723 730 Fast Washington Street Indianapolis, IN 46202



C/o Court Clerk; Myla A. Eldridge

To: Judge David M. Seiter Marion Superior Court - 20

Room. E H39 Indiangpolis, IN 46204

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION, RODALE
COUNTY OF MARION)	FILED
STATE OF INDIANA)	(6) JAN 0 7 2016
V)	CLERK OF THE MARION CIRCUIT COURT
WILLIE HEMPHILL)	CAUSE NO: 49G20-1510-F4-038191

STATE'S MOTION TO AMEND COUNT III & ADD COUNTS IV, V

The State of Indiana respectfully requests leave to amend Count III & add Counts IV & V of the originally filed charging information. In support of said Motion, the State would allege:

- 1. Defendant was arrested on October 24, 2015 on charges that were filed on October 27, 2015 as follows:
 - 01 Unlawful Possession of a Firearm by a Serious Violent Felon / F4
 - 02 Resisting Law Enforcement / F6
 - 03 Resisting Law Enforcement / MA
 - 04 Operating a Vehicle While Intoxicated / MA
 - Operating a Vehicle with an ACE of .15 or more / MA
- 2. The Omnibus date for the above matter was December 1st, 2015.
- 3. This matter is set for a Jury Trial on January 21st, 2016.
- 4. The State now seeks to amend the originally filed charging information by amending Count III & adding Counts IV & V.
- 5. Due to a scrivenor's error, Count III should have included Officer Michael Deskins as an additional officer who the Defendant resisted from. So, the State is moving to amend Count III by adding the appropriate language.
- 6. Additionally, due to a scrivenor's error, Count IV & V should have been originally included in the initial charging information but was inadvertently not filed.
- 7. The amendment and additional charges on Counts III, IV & V are supported by the Probable Cause Affidavit and confirmatory lab report of the Defendant's Blood Alcohol Content, filed with the Court on December 7th, 2015 and provided to the defense.
- 8. This amendment does not prejudice the substantial rights of the defendant because they are supported by the facts alleged in the probable cause affidavit in this matter.
- 9. The attorney for the Defendant, Ian Fleming, **does not** object to these amendments and additions.

10. Please see the attached charging information.

WHEREFORE, the State respectfully requests that the C	ourt grant said Motion to amend Count
	ie Chey 28497-49 uty Prosecuting Attorney
This is to certify that undersigned counsel has served a c compliance upon opposing counsel, Ian Fleming, MCPDA, by negronal service X_leaving in the PD's mailbox by sending postage prepaid United States first class mail	opy of this motion or discovery
	ie Chey 28497-49 uty Prosecutor

MZIA

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
COUNTY OF MARION)SS:	CRIMINAL DIVISION, ROOM NO. 20
)	CAUSE NO: 49G20-1510-F4-038191
STATE OF INDIANA)	
)	(74) JAN 1 1 2016
VS.)	14) 3711 2016
)	m 1
WILLIE HEMPHILL		GLERN OF THE MAJUON GIRCUIT COURT
		MANUEN CIRCUIT COURT

STATE'S SUPPLEMENTAL NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana hereby notifies the Court that it has previously complied with the Court's order on discovery by providing defense counsel with the items listed in the State's Notice of Discovery Compliance. The State of Indiana further notifies the Court that it has learned of additional items subject to discovery and has provided defense counsel with the following items:

- Certified Copy of Prior Conviction Paperwork for Cause Number 27D02-0406-FB-69,
 page(s);
- 2. Certified Copy of IMPD Booking Information of Willie Hemphill, dated October 24, 2015, 1 page(s);
- 3. Certified Copy of Officer's Arrest Report (OAR) for Cause 49G20-1510-F4-038191, 2 page(s);

Annie Chey

Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 East Ohio Street, Suite 160 Indianapolis, Indiana 46204-3363 (317) 327-5324

CERTIFICATE OF SERVICE

This is to certify that a copy of the State's Notice of Supplemental Discovery has been

served upon the attorney for the defendant (Ian Fleming-PD) by:

____way of personal service
__x__ by placing said Motion in the Public Defender's mailbox
____ or by sending postage prepaid United States First Class mail on the same date of filing.

Annie Chey

Deputy Prosecuting Attorney

2/16 am

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
COUNTY OF MARION) SS:)	CRIMINAL DIVISION, ROOM 20
STATE OF INDIANA, Plaintiff,	FILE	
V.) JAN 1 5 2	2016 (145) AUSE: 49G20-1510-F4-038191
WILLIE HEMPHILL, Defendant.	Myla a. E. CLERK OF THE MARION CIF	ldridge O

STATE'S SUPPLEMENTAL NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana tenders this supplemental notice of discovery compliance to inform the Court and Defense of the following item(s) that have become known to the State that the State may use at trial or are otherwise required to be discovered pursuant to local rule, the Indiana Rules of Criminal Procedure, or state or federal law.

- 1. Laboratory Examination Report LAB15-05902, Agency Case #DP15123628, 1 Page.
- 2. The State of Indiana may call Forensic Scientist, Shannin Guy, as a witness.

Annie Chey, 28497-49 Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the State's Notice of Discovery Compliance has been served upon the attorney for the defendant, <u>Ian Fleming</u>, <u>151 N. Delaware St., Suite 200</u>, <u>Indianapolis</u>, <u>IN 46204</u>:

[] by way of personal service
 [x] by placing said Notice in the Public Defender's mailbox on the same date of filing
 [] by sending postage prepaid United States First Class mail on the same date of filing

Annie Chey, 28497-49 Deputy Prosecuting Attorney 251 East Ohio Street, Suite 160 Indianapolis, IN 46204

STATE OF INDIANA)	IN THE MARION COUNTY SUPERIOR COURT
) SS:	CRIMINAL DIVISION, COURT NO. G20
COUNTY OF MARION)	CAUSE NUMBER: 49G20-1510-F4-038191
	_	
STATE OF INDIANA,)	
)	(71) JAN 15 2016
vs)	
WILLI& HEMPHILL,) .	Myla a. Eldridge CLERK
MITTIE LIGHT LITEL,)	· CLERK

MOTION TO VACATE JURY, SET GUILTY PLEA AND SETENCING HEARING,
AND REQUEST FOR PRE-SENTENCE INVESTIGATION REPORT

Comes now the Defendant, Willie Hemphill, by counsel, Ian M. Fleming, and herein moves the Court to vacate the jury trial set for January 21, 2016, to set this matter for a guilty plea and sentencing hearing and to order a Pre-Sentence Investigation ("PSI"). In support of this request, the defendant would state the following:

- 1. Mr. Hemphill is set for jury trial on January 21, 2016
- 2. A plea agreement has been negotiated and between the parties, and a PSI will be necessary because he is pleading to a level 5 felony;
- 3. The PSI will not be complete by January 21, 2016, requiring that this matter be set out for guilty plea and sentencing;

WHEREFORE, the defendant respectfully moves this Court to vacate the jury trial set on January 21, 2016, to set this matter for a guilty plea and sentencing hearing and to order a PSI and for all other relief just in the premises.

Respectfully submitted,

Marion County Public Defender Agency 151 N. Delaware, Suite 200

Indianapolis, IN 46204

Ph# 317₇327-2806

· LM

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COULT CRIMINAL DIVISION, ROOM 20
COUNTY OF MARION)	6 JAN 19 2016 W
STATE OF INDIANA)	
V	Ś	CAUSE NUMBER: 49G20-1510-F4038191 CAUSE NUMBER: 49G20-1510-F4038191 CAUSE NUMBER: 49G20-1510-F4038191 CAUSE NUMBER:
WILLIE HEMPHILL)	

STATE'S MOTION TO AMEND THE INFORMATION BY AMENDING COUNT III & ADDING COUNT IV FOR PURPOSES OF A PLEA AGREEMENT

The State of Indiana, by its Deputy Prosecuting Attorney, moves to amend the Information by adding the following count:

Count 4 Offense: CHWOL/F5____

Offense Code Citation: I.C. 35-47-2-1(e)(2)(B)

In support of this motion, the State would offer the following:

- 1. The Defendant is pleading guilty to Count 4 as part of a plea agreement.
- 2. The Defendant is pleading guilty to Count 3 as part of the plea agreement. Due to a scrivenor's error by omission, Count 3 should have had language including Officer Michael Deskins as another law enforcement officer the Defendant resisted from.
- 3. The attorney for the Defendant, Ian Fleming, does not object to these amendments.

WHEREFORE the State of Indiana requests the Court to grant said Motion to Amend the Information as requested for purposes of a plea agreement only.

Annie Chey 28497-49
Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been delivered to counsel for Defendant, Ian Fleming, by placing a copy in the Marion County Public Defender Agency designated courtroom mailbox on the date this notice was filed.

Annie Chey 28497-49 Deputy Prosecuting Attorney

STATE OF INDIANA MARION COUNTY, ss:
STATE OF INDIANA
vs.

WILLIE HEMPHILL B/Male DOB 9/10/1971

IN THE MARION SUPERIOR **CRIMINAL COURT 20 CRIMINAL DIVISION, ROOM E439**

Cause No: 49G20-1510-F4-038191

AMENDED INFORMATION

COUNT I

))

> UNLAWFUL POSSESSION OF A FIREARM BY A SERIOUS VIOLENT **FELON** I.C. 35-47-4-5(c)

A LEVEL 4 FELONY

COUNT II

RESISTING LAW ENFORCEMENT I.C. 35-44.1-3-1(a)(3) A LEVEL 6 FELONY

COUNT III RESISTING LAW ENFORCEMENT I.C. 35-44.1-3-1(a)(1) A CLASS A MISDEMEANOR

COUNT IV CARRYING A HANDGUN WITHOUT A LICENSE I.C. 35-47-2-1 A CLASS A MISDEMEANOR

On this date, the undersigned came before the Prosecuting Attorney of the Nineteenth Judicial Circuit and, being duly sworn (or having affirmed), stated that in Marion County, Indiana

COUNT I .

On or about October 24, 2015, WILLIE HEMPHILL having previously been convicted of a serious violent felony, to-wit: Battery With Bodily Injury as a Class C Felony in Grant County Court Room D02 under cause number 27D020406FB69, did knowingly or intentionally possess a firearm, to-wit: a handgun;

COUNT II

On or about October 24, 2015, WILLIE HEMPHILL did knowingly flee from Michael Phillips, a law enforcement officer, after said officer identified himself by visible or audible means and visibly or audibly ordered said defendant to stop and in committing said act the defendant used a vehicle;

COUNT III

On or about October 24, 2015, WILLIE HEMPHILL did knowingly or intentionally forcibly resist, obstruct or interfere with Michael Phillips AND/OR Michael Deskins, a law enforcement officer, while said officer was lawfully engaged in his duties as a law enforcement officer;

COUNT IV

On or about October 24, 2015, WILLIE HEMPHILL did knowingly carry a handgun in a vehicle or on or about his person, without being licensed as required by law;

all of which is contrary to statute and against the peace and dignity of the State of Indiana.

I swear or affirm under penalty of perjury as specified by I.C. 35-44-2-1 that the foregoing representations are true.

Affiant

State's Witnesses:

MICHAEL RAY ANDERSON

MICHAEL WAYNE DESKINS

SHANNIN N GUY

MARK EDWARD MCCARDIA

MICHAEL WILLIAM PHILLIPS

ANN C POPCHEFF

BRITTANY M RAPER

Michael Phillips

SHAWN DELANEY

January 19, 2016

Date

TERRY R. CURRY

Marion County Prosecutor 19th Judicial Circuit

Deputy Prosecuting Attorney

STATE OF INDIANA		IN THE MARION SUPERIOR
MARION COUNTY, ss:		CRIMINAL COURT 20
		CRIMINAL DIVISION, ROOM E439
STATE OF INDIANA)	Cause No: 49G20-1510-F4-038191
No.)	INFORMATION
VS.)	PART II OF COUNT IV
)	CARRYING A HANDGUN WITHOUT A
WILLIE HEMPHILL B/Male		LICENSE
DOB 9/10/1971		
		LEVEL 5 FELONY
		I.C. $35-47-2-1(e)(2)(B)$

The undersigned affiant does hereby swear or affirm under the penalties of perjury that:

WILLIE HEMPHILL, on or about October 24, 2015, had previously been convicted of a felony within fifteen (15) years before the date of this offense, that is: Battery With Bodily Injury as a Class C Felony in Grant County Court Room D02 under cause number 27D020406FB69 on or about August 29, 2005.

All of which is contrary to the laws of the State of Indiana.

Affiant

State's Witnesses: Marion County Clerk Keeper of Records, IMPD Keeper of Records, Indiana DOC Fingerprint Examiner, IMPD January 19, 2016

Date

TERRY R. CURRY

Marion County Prosecutor 19th Judicial Circuit

Deputy Prosecuting Attorney

STATE OF INDIANA)) SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION, COURT NO. G20
COUNTY OF MARION)	CAUSE NUMBER: 49G20-1510-F4-038191
STATE OF INDIANA,)	FILED
VS.)	
WILLIA HEMPHILL,)	19 2016
		ORDER CLERK OF THE MARION CIRCUIT COURT

Comes now the Defendant, Willie Hemphill, by counsel, Ian M. Fleming, and this matter having come before the Court on Defendant's Motion, and the Court having examined said Motion and being duly advised in the premises, does now grant same in all respects.

IT IS FURTHER ORDERED, that the Marion County Probation Department is to conduct a Pre-Sentence Investigation and prepare a report to be filed with the Court no later than the Guilty Plea & Sentencing date.

Dated: 1-19-16

JUDGE, MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION, COURT NO. G20

DISTRIBUTION

Annie Chey, Marion County Prosecutor's Office Ian M. Fleming, Marion County Public Defender Agency

STATE OF INDIANA) IN THE MARION SUPERIOR COURT OUT OF STATE OF INDIANA) SS: CRIMINAL DIVISION, ROOM 20	
COUNTY OF MARION FILED CRIMINAL DIVISION, ROOM 20	
STATE OF INDIANA JAN 2 0 2016 (145) V Myles & Eldindge	
V Mula (1. Eldardae)	
WILLIE HEMPHILL CLERK OF THE MARION CIRCUIT COURS CAUSE NO: 49G20-1510-F4-038191	
<u>ORDER</u>	
The Court now having reviewed State's Motion to Amend Count III and Add Count IV:	
(H.I.)	
Now finds that said Motion should be GRANTED.	
Court Sets an Initial Hearing on Counts III & IV for the day of	
Feb 2016 at 10 ³ (am)pm.	
JODGE, Marion Superior Court	
Criminal Division, Room 20	•
Dated:	
Distribution	

Court File

Annie Chey, Deputy Prosecutor, MCPO Ian Fleming, MCPDA Ian M. Fleming (Atty # 30615-49) Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the Marion County Prosecutor, by placing a copy of the same in the Prosecutor's Box of this Court, by delivering a copy of same to one of his duly appointed deputies, or by delivering a copy of same to his office, 251 E. Ohio Street, Suite 160 Indianapolis, Indiana 46204 on or before the date of filing.

Ian M. Fleming, Attorney for Defendant

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COURT
COUNTY OF MARION)	CRIMINAL DIVISION, ROOM 20
STATE OF INDIANA, Plaintiff,)	
v.	FILED	CAUSE: 49G20-1510-F4-038191
WILLIE HEMPHILL, Defendant.	89 FEB 1 6 2016	
	This a Eldand	ريو <u>EEMENT</u>

The Defendant, in person and by counsel, Ian Fleming, and the State of Indiana, hereby enters into this plea agreement made pursuant to negotiations. The parties agree as follows:

- 1. This agreement, signed by the Defendant, Defense Counsel, and the Deputy Prosecuting Attorney assigned to the above case, shall be introduced into evidence by stipulation of all the parties at the time of the guilty plea.
- 2. Defendant enters into this agreement knowing that the Court has the authority to accept or reject the agreement and understands that the Court may take the Defendant's criminal record into consideration in determining whether to accept or reject this plea agreement.
- 3. The Defendant agrees to plead guilty to:
 - 003 RESISTING LAW ENFORCEMENT / MA
 - 004 CARRYING A HANDGUN WITHOUT A LICENSE / F5
- 4. At the time of sentencing, the State will dismiss:
 - 001 UNLAWFUL POSSESSION OF FIREARM BY SERIOUS VIOLENT FELON / F4
 - 002 RESISTING LAW ENFORCEMENT / F6
- 5. At the time of the taking of the guilty plea and again at the time of the Defendant's sentencing, the State reserves the right to question witnesses and comment on any evidence presented upon which the Court may rely to determine the sentence to be imposed; to present testimony or statements from the victim(s) or victim representative(s), and the State of Indiana and the Defendant agrees that the Court shall impose the following sentence:

- a. Ct. 4 CHWOL / F5
 - i. A total determinate sentence of one (1) year;
 - 1. One (1) year executed to be served in the Indiana Department of Corrections;
- b. Ct. 3 RLE / MA
 - i. A total determinate sentence of one (1) year;
 - 1. One (1) year executed to be served in the Indiana Department of Corrections;
- c. Counts 3 to run concurrent with Ct. 4;
- d. Parties agree that the Court shall order the destruction of any firearms and/or ammunition seized under this instant cause and under agency case number DP15123628, which is to include a Cobra Arms .380 handgun, Serial #FS035003;
- e. All other aspects of the Defendant's sentence shall be determined by the Court, after argument by the parties
- 6. Defendant hereby waives the right to appeal any sentence imposed by the Court, including the right to seek appellate review of the sentence pursuant to Indiana Appellate Rule 7(B), so long as the Court sentences the defendant within the terms of this plea agreement (VA).
- 7. The Defendant acknowledges that the State's recommendation, or agreement to make no recommendation, is based on the Defendant's criminal history known to the Deputy Prosecutor representing the State at the time this agreement is executed and who entered into the agreement. In the event that such information is incomplete, that a further or more accurate criminal history is discovered prior to the entry of judgment or the defendant is charged with the commission of another offense prior to sentencing, the State reserves the right to unilaterally withdraw from this agreement at any time prior to the entry of judgment herein. I.C. 35-38-1-17 (Wh).
- 8. The Defendant understands and acknowledges by his/her initials that if this agreement is accepted by the Court, the Defendant will give up the following rights:

the right to a public and speedy trial by jury;

the right to confront and cross examine the witnesses against him/her;

the right to have compulsory process for obtaining witnesses in his/her favor;

Wt (d)	the right to require the State to prove his/her guilt beyond a reasonable doubt;
<u>wt</u> (e)	the right to remain silent and the right not to be compelled to testify against oneself;
wt (f) wt (g)	the right to present evidence on one's own behalf and to be presumed innocent until proven guilty beyond a reasonable doubt; the right to appeal the conviction(s).

- 9. The Defendant further acknowledges that entry of a guilty plea pursuant to this agreement constitutes an admission of the truth of all facts alleged in the charge or counts to which the Defendant pleads guilty and that entry of the guilty plea will result in a conviction on those charges or counts ((())).
- 10. The Defendant acknowledges satisfaction with Defense Counsel's representation and competency in this matter (). The Defendant believes this agreement to be in the Defendant's best interest ().
- 11. The Defendant acknowledges that he/she has a right to pursue post-conviction relief, if there is a legal and factual basis to do so, and that entering a guilty plea herein does not operate as a waiver of that right. (444).
- 12. The Defendant affirms that if he/she is not a citizen of the United States, he/she wishes to enter a guilty plea even if a conviction in this case results in deportation, denial of re-entry, prohibition of citizenship, or loss of any future immigration benefit.
- 13. This agreement embodies the entire agreement between the parties and no promises or inducements have been made or given to the Defendant by the State which is not part of this written agreement. (().

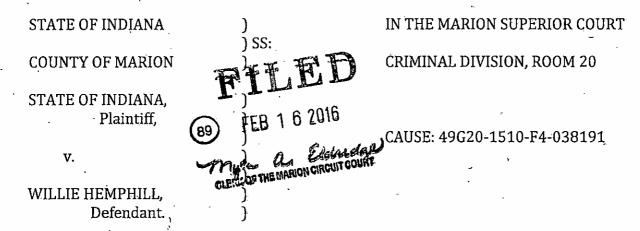
14. Pursuant to Administrative Rule 9(G)(6)(a) and I.C. 35-33-3-3, the Defendant and the State waive the right to exclude the pending plea agreement from Public Access. (

Willie Hemphill, Defendant

Ian Fleming, Defense Counsel

Annie Chey, 28497-49

Deputy Prosecuting Attorney



PLEA AGREEMENT

The Defendant, in person and by counsel, Ian Fleming, and the State of Indiana, hereby enters into this plea agreement made pursuant to negotiations. The parties agree as follows:

- 1. This agreement, signed by the Defendant, Defense Counsel, and the Deputy Prosecuting Attorney assigned to the above case, shall be introduced into evidence by stipulation of all the parties at the time of the guilty plea.
- 2. Defendant enters into this agreement knowing that the Court has the authority to accept or reject the agreement and understands that the Court may take the Defendant's criminal record into consideration in determining whether to accept or reject this plea agreement.
- 3. The Defendant agrees to plead guilty to:
 - 003 RESISTING LAW ENFORCEMENT / MA
 - 004 CARRYING A HANDGUN WITHOUT A LICENSE / F5
- 4. At the time of sentencing, the State will dismiss:
 - 001 UNLAWFUL POSSESSION OF FIREARM BY SERIOUS VIOLENT FELON / F4
 - 002 RESISTING LAW ENFORCEMENT / F6
- 5. At the time of the taking of the guilty plea and again at the time of the Defendant's sentencing, the State reserves the right to question witnesses and comment on any evidence presented upon which the Court may rely to determine the sentence to be imposed; to present testimony or statements from the victim(s) or victim representative(s), and the State of Indiana and the Defendant agrees that the Court shall impose the following sentence:

a. Ct. 4 - CHWOL / F5

- i. A total determinate sentence of one (1) year;
 - One (1) year executed to be served in the Indiana Department of `Corrections;

b. Ct. 3 - RLE / MA

- i. A total determinate sentence of one (1) year;
 - One (1) year executed to be served in the Indiana Department of Corrections;
- c. Counts 3 to run concurrent with Ct. 4;
- d. Parties agree that the Court shall order the destruction of any firearms and/or ammunition seized under this instant cause and under agency case number DP15123628, which is to include a Cobra Arms .380 handgun, Serial # FS035003;
- e. All other aspects of the Defendant's sentence shall be determined by the Court, after argument by the parties
- 6. Defendant hereby waives the right to appeal any sentence imposed by the Court, including the right to seek appellate review of the sentence pursuant to Indiana Appellate Rule 7(B), so long as the Court sentences the defendant within the terms of this plea agreement (V).
- 7. The Defendant acknowledges that the State's recommendation, or agreement to make no recommendation, is based on the Defendant's criminal history known to the Deputy Prosecutor representing the State at the time this agreement is executed and who entered into the agreement. In the event that such information is incomplete, that a further or more accurate criminal history is discovered prior to the entry of judgment or the defendant is charged with the commission of another offense prior to sentencing, the State reserves the right to unilaterally withdraw from this agreement at any time prior to the entry of judgment herein. I.C. 35-38-1-17 (Wh).
- 8. The Defendant understands and acknowledges by his/her initials that if this agreement is accepted by the Court, the Defendant will give up the following rights:

the right to a public and speedy trial by jury;
the right to confront and cross examine the witnesses against him/her;
the right to have compulsory process for obtaining witnesses in his/her favor;

WH (d)	the right to require the State to prove his/her guilt beyond a reasonable doubt;
1 msf	ere of the control of
<u>₩'₹</u> (e)	the right to remain silent and the right not to be compelled to testify against
WH m	oneself;
(I) <u>(IV</u>	the right to present evidence on one's own behalf and to be presumed
<u>w+</u> (g)	innocent until proven guilty beyond a reasonable doubt; the right to appeal the conviction(s).

- 9. The Defendant further acknowledges that entry of a guilty plea pursuant to this agreement constitutes an admission of the truth of all facts alleged in the charge or counts to which the Defendant pleads guilty and that entry of the guilty plea will result in a conviction on those charges or counts (WV).
- 10. The Defendant acknowledges satisfaction with Defense Counsel's representation and competency in this matter (). The Defendant believes this agreement to be in the Defendant's best interest ().
- 11. The Defendant acknowledges that he/she has a right to pursue post-conviction relief, if there is a legal and factual basis to do so, and that entering a guilty plea herein does not operate as a waiver of that right. ($\cancel{U}\cancel{F}$).
- 12. The Defendant affirms that if he/she is not a citizen of the United States, he/she wishes to enter a guilty plea even if a conviction in this case results in deportation, denial of re-entry, prohibition of citizenship, or loss of any future immigration benefit.
- 13. This agreement embodies the entire agreement between the parties and no promises or inducements have been made or given to the Defendant by the State which is not part of this written agreement. (\mathcal{U}^{f}).

14. Pursuant to Administrative Rule 9(G)(6)(a) and I.C. 35-33-3-3, the Defendant and the State waive the right to exclude the pending plea agreement from Public Access. (____)

Willie Hemphill, Defendant

Ian Fleming, Defense Counsel

Annie Chey, 28497-49

Deputy Prosecuting Attorney

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION 21
COUNTY OF MARION)	CAUSE NO.: 49G21-1510-F4-03819
STATE OF INDIANA	
VS.	FILED
WILLIE HEMPHILL	(89) MAK 0 8 2016
ORDER FOR	R DESTRUCTION OF FIREARM CLERK OF THE MARION CIRCUIT COURT
2	
Pursuant to the defendant's	s conviction in this cause, and in compliance of IC 35-
47-3 et sequence, it is hereby OR	DERED that the following firearm and any associated
ammunition be destroyed in a prop	per manner by the police agency, or a designee of
said police agency:	
Police Agency:	IMPD
Police Case No:	DP15123628
Make/Model of Firearm:	COBRA ARMS . 380 HANDGUN
Serial Number:	FS 035003
Date: 3.8.10	Judge Marion Superior Court, Criminal Division, Room 2
Copies to:	
STACEY KROM	Police Department Property Room
SANDY COTTEY	IMPD Firearms Section
I ANNIE CHEY	, Marion County Prosecutor's Office
/ IAN FLEM	NG Defense Attorney MCPDA

FILED MAK 0 8 7016 CLERK OF THE MARION CIRCUIT SRE No.: 49 G20- 1510 - FY-038191 STATE OF INDIANA. Plaintiff. ORDER OF JUDGMENT OF CONVICTION AND SENTENCE The Defendant, , in person and by counsel, Flemms , or [] having been advised of his/her right to counsel, knowingly and voluntarily waives said right; and the State by its Deputy Prosecutor THE DEVENDANT HAVING ENTERED A PLEA OF GUILTY: The court now finds that the Defendant was advised of his/her right to a public and speedy trial by jury; the right to confront and cross-examine witnesses against him/her; the right to subpoena witnesses, the right to require the State to prove his/her guilt beyond a reasonable doubt at a trial in which he/she does not have to testify; and the defendant has the right to appeal any decision by the Judge. THE COURT FURTHER FINDS that the Defendant was advised of the maximum and minimum possible sentences; the possibility of increased sentence because of the Defendant's prior convictions; the possibility of consecutive sentences; and that the Court does not have to accept any plea agreement tendered; but, if the Court does accept that plea agreement, the Court is bound by the agreement. THE COURT FURTHER FINDS that the Defendant understood each of those rights and advisement's and knowingly and voluntarily waived each of those rights and that the Defendant understands the nature of the charges against him/her. THE COURT FINDS that the Defendant read understood and signed a written waiver of those rights. THE COURT FURTHER FINDS that there is a factual basis for the charge The Court accepts Defendant's PLEA OF GUILTY. THE DEFENDANT HAVING BEEN FOUND GUILTY BY COURT BY JURY THE COURT ENTERS A JUDGMENT OF CONVICTION FOR THE OFFENSE(S) OF: Resisting L.E. LEVEL 2 3 4 5 6 Felony CLASS A B C D Misdemeanor Count CHWOL LEVEL 2 3 4 5 6 Felony CLASS A B C D Misdemeanor Count LEVEL 2 3 4 5 6 Felony CLASS A B C D Misdemeanor Count _ ___, LEVEL __2 __3 __4 __5 __6 __Felony CLASS A B C D Misdemeanor Sentencing Hearing Held The Court now conducts a sentencing hearing and considers: the pre-sentence report; the nature and circumstances of the crime(s) committed; the risk that the Defendant will commit another crime; and the prior criminal record, character and condition of the person. The Court, M having heard evidence Mafter offering both sides an opportunity to adduce evidence) now finds: That there are no aggravating or mitigating circumstances; That these are the aggravating mitigating circumstances; G217

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED THAT THE DEFENDANT BE SENTENCED:	
G228 Counts Judgment of conviction entered as Misdemeanor (AUT. MISD.)	
Count T RLE LEVEL 2 3 4 5 6 Felony	
Imposed Years Days; Executed Years Days; Suspended Years Days; Suspended Years Probation for Years Days Standard Terms and Conditions of Probation Probation to run Consecutive to Count	oor] Days;
Pursuant to IC 35-38-1-5(b), the Court notes that it currently costs an average of \$53.96 per day to house an inmate at the Indiana Department of Corrections. The defendant's sentence calls for an executed term of imprisonment* of	term of ndant is he
Count IV CHWOL , LEVEL 2 3 4 25 6 Felony	
Imposed	or Days;
Count, LEVEL23_456lfelony	
CLASS A B C D Misdemean	() ľ
Imposed Years Days; Executed Years Days; Suspended Years Probation for Years Days Standard Terms and Conditions of Probation Probation to run Consecutive to Count	Days;
Case sentence to run Concurrent Consecutive to cause number	

Commitment ordered to MCI DOC HOC Prayed and Victor The Defendant is entitled to 3 days for time spent in confinement before sentencing and an detention. The Defendant is entitled to 3 days for time spent in confinement before sentencing and an days for time served on home Defendant is assessed court costs of \$; total case fines of \$ Time and Costs suspended, Defendant indigent. Defendant shall self reply to facility upon release. Defendant to be released to Community Correction Center Staff.
sentencing fixarms and ammunition to be destroyed
Unless otherwise ordered by the trial Judge in the space provided below, pursuant to the standing order of the Marion Superior in a satisfactory manner as determined by probation, such fees may be referred for collection to the City Office of Corporation due will be collected as a condition of probation by the Probation Department. You are hereby assessed the following fees (if Probation User Fees Wine Drug Screen Fees Public Defender Fee Restitution Order: MONETARY OBLICATIONS MONETARY OBLICATIONS COURTERING OBLICATIONS Courterior of the Marion Superior for the Marion Superior in a satisfactory manner of the Marion Superior in a satisfactory manner as determined by probation, such fees may be entered as a Civil Judgment. If not page as a Civil Judgment, If not page as a Civ
Recipient \$
The undersigned recommends to the Judge that that the ORDER OF JUDGMENT OF CONVICTION AND SENTENCE be approved.
Magistrate or Commissioner
TIS ORDERED, ADJUDGED AND DECREED, THAT SAID FINDINGS AND THE ORDER OF UDGMENT OF CONVICTION AND SENTENCE ARE HEREBY APPROVED AND ORDERED. 3.8.10. Judge Shairese M. Flowers Alicia A. Gooden Marion Superior Court Criminal Division 20

STATE OF INDIANA	IN THE MARION SU	
COUNTY OF MARION) SS CRIMINAL DIVISIC	N, ROOM 21
STATE OF INDIANA)	
VS) CAUSE NUMBER: <u>-</u>	19621-1510-F4-03819
WILLIE HEMPHILL))	
The State of Indiana to dismiss all counts to dismiss the follow Count Count Count Count Count Count Count	MOTION TO DISMISS oves the Court: the above-captioned case g counts in the above-captioned case SVF / F4 CUE / Fb	FILED 89 MAK 0 8 2016 MAK 0 8 2016 MAK 0 8 2016 CLETT OF THE MARION CIRCUIT COURT
For the following reasons: <u>Code</u>	Literal	
01 02 03 04 05 06 07 52 67 Date	Evidentiary Problems Essential Police Witness Not Present Essential Civilian Witness Not Prese Plea Agreement Diversion State Declines Prosecution Restitution Made to Victim Mental Treatment Victim Recants Other: Deputy Prosecuting Attorney	
The Court having exa	19 th Judicial Circuit nined said Motion to Dismiss, and be	eing duly advised in the
premises, now sustains said l		aury auviseu in me
Date	Judge, Marion Superior Court 21	

Case Name State of Indiana v. Willie Hemphill			Case Number 49G21-1510-F4-038191 Court Marion Superior Court, Criminal D		Superior Court, Criminal Division 21
Carlo Cel Property State Control		Prosecuto Annie Mee	utor Defense Attorney Meehar Chey Ian M Fleming		1980 - 19 Sept.
Date of Offense 10/24/2015	Date of Sen 03/08/2016		TCN Number 9530220321		Gallery Number 000000683723; Provisional755857

The Defendant was charged with the following crimes, resulting in the following Dispositions under the above-referenced cause:

PART I COUNT	CHARGES				
	CRIME	GOC	STATUTORY CITATION	DISPOSITION	
1	35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon		35-47-4-5(c)	Dismissed	
11	35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense		35-44.1-3-1(a)(3)	Plea by Agreement	
Ш	35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o		35-44.1-3-1(a)(1)	Plea by Agreement	

As a result of the above convictions, the Court has sentenced the defendant as follows:

PART II			SENTENCE			
COUNT	SENTENCE	SUSPENDED	CONCURRENT	CONSECUTIVE	WITH (COUNT OR CASE NUMBERS)	
- 11	1 Year(s) and 0 Day(s)	0 Year(s) and 0 Day(s)	Х	with count 4		
III	1 Year(s) and 0 Day(s)	0 Year(s) and 0 Day(s)	X		with count 3	

COUNT	CONFINEMENT TYPE	CONFINEMENT COMMENTS	
Ш	Indiana Department of Correction	Defendant indigent to court fines and costs. Set term plea.	
III	Indiana Department of Correction		

The Defendant is to serve this sentence at: Indiana Department of Corrections

PART III	CREDIT TIME CALCULATION		
	ТҮРЕ	NUMBER OF ACTUAL DAYS CONFINED	CREDIT DAYS EARNED
Incarcerat	tion (All Credit Days apply to Case Number 49G21-1510-F4-038191)	137	45.6

PART IV	IV SENTENCING CONDITIONS						
	CONDITION	DURATION	LOCATION	AMOUNT/COMMENT	EFFECTIVE	END	

The Court is assessing Court Costs and Fees in the amount of \$0.00 and a Monetary Award (if applicable) in the amount of \$. The authority for this Order and the breakdown of the costs and fees are as follows and are found in Indiana Code, Sections 33-37-4-1, -4 and 33-37-5-19.

Version 2014-2 Marion County Sentencing Order
Date: 05/20/2014 Page 1 of 2

PART V	MONETAR	Y OBLIGATIONS
Court Costs and Fees		
	Total:	\$0.00 \$0.00
Restitution		
	In the Amou	nt of \$.
Awarded To:	Awarded Against:	Payable Through ☐ Marion County Clerk ☐ Marion County Probation
Comments:		
PART VI	ADDITIONA	L SENTENCING INFORMATION
Date to Report for Incarce 03/08/2016	Additional Comments and Orde	rs
	-	
		3/9/2016
Judicial Officer		Date

Version 2014-2 Date: 05/20/2014

^{*}Original signature on file with the Court.

Case Name State of Indiana v. Willie Hemphill			Case Number 49G21-1510-F4-038191	Court Marion	Superior Court, Criminal Division 21	
20 March 1971 1971 1971 1971 1971 1971 1971 197		Prosecuto Annie Me	S . 102 SOON .		Defense Attorney an M Fleming	
Date of Offense 10/24/2015	Date of Sen 03/10/2016		TCN Number 9530220321		Gallery Number 000000683723; Provisional755857	

The Defendant was charged with the following crimes, resulting in the following Dispositions under the above-referenced cause:

PARTI	CHARGES						
COUNT	CRIME	CRIME GOC		DISPOSITION			
1	35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon		35-47-4-5(c)	Dismissed			
11	35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense		35-44.1-3-1(a)(3)	Plea by Agreement			
Ш	35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o		35-44.1-3-1(a)(1)	Plea by Agreement			

As a result of the above convictions, the Court has sentenced the defendant as follows:

PART II	SENTENCE						
COUNT	SENTENCE	SUSPENDED	CONCURRENT	CONSECUTIVE	WITH (COUNT OR CASE NUMBERS)		
- 11	1 Year(s) and 0 Day(s)	0 Year(s) and 0 Day(s)	Х		with count 3		
III	1 Year(s) and 0 Day(s)	0 Year(s) and 0 Day(s)	X		with count 2		

COUNT	CONFINEMENT TYPE	CONFINEMENT COMMENTS
П	County Jail	Defendant indigent to court fines and costs. Set term plea.
Ш	County Jail	

The Defendant is to serve this sentence at: Marion County Jail

PART III	CREDIT TIME CALCULATION			
	ТҮРЕ	NUMBER OF ACTUAL DAYS CONFINED	CREDIT DAYS EARNED	
Incarcerat	tion (All Credit Days apply to Case Number 49G21-1510-F4-038191)	137	45.6	

PART IV	T IV SENTENCING CONDITIONS					
	CONDITION	DURATION	LOCATION	AMOUNT/COMMENT	EFFECTIVE	END

The Court is assessing Court Costs and Fees in the amount of \$0.00 and a Monetary Award (if applicable) in the amount of \$. The authority for this Order and the breakdown of the costs and fees are as follows and are found in Indiana Code, Sections 33-37-4-1, -4 and 33-37-5-19.

Version 2014-2 Marion County Sentencing Order
Date: 05/20/2014 Page 1 of 2

PART V	MONETARY	DBLIGATIONS
Court Costs and Fees		
		0.00 0.00
Restitution		
	In the Amount	of \$.
Awarded To:	Awarded Against:	Payable Through ☐ Marion County Clerk ☐ Marion County Probation
Comments:		
PART VI	ADDITIONAL	SENTENCING INFORMATION
Date to Report for Incarce 03/08/2016	eration Additional Comments and Orders	
		3/10/2016
Judicial Officer		Date

*Original signature on file with the Court.

Version 2014-2 Date: 05/20/2014





SLEEK OF THE MARION GROUNT COUNTY

			Case Number		Court		
State of Indiana v. Willie Hemphill		49G21-1510-F4-038191 Marion Superior Court, Criminal Div		n Superior Court, Criminal Division 21			
Judicial Officer		Prosecuto			efense Attorney		
Gooden, Alicia A Annie Me		Annie Mei	Meehar Chey		lan M Fleming		
Date of Offense 10/24/2015	Date of Sent 03/10/2016	encing	TCN Number 9530220321		Gallery Number 000000683723; Provisional755857		

The Defendant was charged with the following crimes, resulting in the following Dispositions under the above-referenced cause:

PARTI		CHARGES	en en en en en en en en en en en en en e	estimates and the
COUNT	CRIME	GOC	STATUTORY CITATION	DISPOSITION
1	35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon		35-47-4-5(c)	Dismissed
II	35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def, uses a vehicle to commit the offense		35-44.1-3-1(a)(3)	Plea by Agreement
111	35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o		35-44.1-3-1(a)(1)	Plea by Agreement

As a result of the above convictions, the Court has sentenced the defendant as follows:

PARTII	Papan e de sullande de		SENTENCE		Mariana Andrewski (m. 1944) Mariana Mariana (m. 1944)
COUNT	SENTENCE	SUSPENDED	CONCURRENT	CONSECUTIVE	WITH (COUNT OR CASE NUMBERS)
II	1 Year(s) and 0 Day(s)	0 Year(s) and 0 Day(s)	Х		with count 3
111	1 Year(s) and 0 Day(s)	0 Year(s) and 0 Day(s)	X		with count 2

COUNT	CONFINEMENT TYPE	CONFINEMENT COMMENTS
II	County Jail	Defendant indigent to court fines and costs. Set term plea.
III	County Jail	

The Defendant is to serve this sentence at: Marion County Jail

PARTIII CREDIT TIME CALCULATION			
TYPE	NUMBER OF ACTUAL DAYS CONFINED	CREDIT DAYS EARNED	
Incarceration (All Credit Days apply to Case Number 49G21-1510-F4-038191)	137	45.6	

PARTIV SENTENCING CONDITIONS					
CONDITION	CONDITION DURATION LOCATION AMOUNT/COMMENT		EFFECTIVE	END	
		_			

The Court is assessing Court Costs and Fees in the amount of \$0.00 and a Monetary Award (if applicable) in the amount of \$. The authority for this Order and the breakdown of the costs and fees are as follows and are found in Indiana Code, Sections 33-37-4-1, -4 and 33-37-5-19.

2.275			<u></u>
PARTIV		MONETARY OB	LIGATIONS
Court Costs and Fees			
	-	\$0.0	
		Total: \$0.0	J O
Restitution			
		n the Amount of	f \$.
Awarded To:	Awarded Against:		Payable Through
			☐ Marion County Clerk ☐ Marion County Probation
Comments:	\		
		·	
		_	
PART VI.	Lipas Pipeli, pali	ADDITIONAL SE	NTENCING INFORMATION
Date to Report for Incarceration	Additional Comme	ents and Orders	。 1987年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1988年,1
03/08/2016,		<u> </u>	
Alles			3/10/2016
Judicial Officer			Date
\ }			

^{*}Original signature on file with the Court.

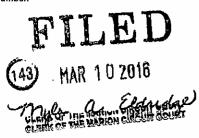


ABSTRACT OF JUGGMENT

State Form 8466

INDIANA DEPARTMENT OF CORRECTION

INSTRUCTIONS: This form must accompany the Judgment, Pre-Sentence Report, and all other documents required by law upon the commitment of the adult offender to the Indiana Department of Correction. A separate Abstract must be used for each Case Number.



	·
Case Name	
State of Indiana Vs. STATE OF	INDIANA V. WILLIE HEMPHILL
Court	
Marion Superior Court, Crimina	l Division 21
Case Number	TCN Number
49G21-1510-F4-038191	9530220321
Date of Sentencing	
03/08/2016	
Presiding Judge	
Alicia A. Gooden	
Date of Offense	
10/24/2015	
Prosecutor	Defense Attorney
Annie M. Chey	lan M. Fleming

COUNT	CRIME	STATUTORY CITATION	DISPOSITION
1	35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon	35-47-4-5(c)	Dismissed
11	35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense	35-44.1-3-1(a)(3)	Plea By Agreement
Ш	35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o	35-44.1-3-1(a)(1)	Plea By Agreement

COUNT	SENTENCE		COMMENTS		
11	Sentenced: 1 Year	Concurrent:			
	Jail Executed:	1 Year	with count 3		
	Comm. Corr:	N/A			
	Suspended:	N/A			
	Probation:	N/A			
	1 Year	Concurrent:			
	1 Year	with count 2			
	Comm. Corr:	N/A			
	Suspended:	N/A			
	Probation:	N/A			

PARTILL Dates of confinement prior to sentencing			V Service of Service A	
TYPE	FROM	TO	ACCRUED TIME	GOOD TIME CREDIT
Incarceration			137	45.6

PARTIV	2. 2. E.	ADDITIONAL INFORMATION	
Date to Report for Incarceration 03/08/2016	Credit Restricted Felon No	Purposeful Incarceration No	Mental Health Concern No
Revocation			
No			
Revocation Reasons			<u> </u>
N/A			

PARTY	JUDGE'S RECOMMENDATIONS
Is the defendant to be returned to the Court for probation at the completion of his/her sentence?	Probation Office N/A
No	Recommended Degree of Security No Recommendation
Is the offender currently serving a sentence under	DOC custody? No
Additional Comments and Recommendations Defendant indigent to court fines and c	osts. Set term plea.

This section is only required for t	the official copy filed with the court	:
Alicia A. Gooden, Presiding Judge	3.10.10 Date	

Case Name State of Indiana v. Willie Hemphill		Case Number 49G21-1510-F4-038191	Court Marion	Superior Court, Criminal Division 21	
Judicial Officer Gooden, Alicia A Prosecut Annie Me		. 198 04-99		Defense Attorney Ian M Fleming	
Date of Offense 10/24/2015	Date of Sen 04/08/2016		TCN Number 9530220321		Gallery Number 000000683723; Provisional755857

The Defendant was charged with the following crimes, resulting in the following Dispositions under the above-referenced cause:

PART I COUNT	CHARGES							
	CRIME	GOC	STATUTORY CITATION	DISPOSITION				
1	35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon		35-47-4-5(c)	Dismissed				
11	35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense		35-44.1-3-1(a)(3)	Dismissed				
Ш	35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o		35-44.1-3-1(a)(1)	Plea by Agreement				
IV	35-47-2-1/F5:Felon Carrying a Handgun Def has a prior felony conviction w/in last 15 years.		35-47-2-1	Plea by Agreement				

As a result of the above convictions, the Court has sentenced the defendant as follows:

PART II	SENTENCE						
COUNT	SENTENCE	SUSPENDED	CONCURRENT	CONSECUTIVE	WITH (COUNT OR CASE NUMBERS)		
Ш	1 Year(s) and 0 Day(s)	0 Year(s) and 0 Day(s)	X		Count 4		
IV	1 Year(s) and 0 Day(s)	0 Year(s) and 0 Day(s)	Х		Court 3		

COUNT	CONFINEMENT TYPE	CONFINEMENT COMMENTS
Ш	Indiana Department of Correction	
IV	Indiana Department of Correction	

The Defendant is to serve this sentence at: Indiana Department of Corrections

PART III	CREDIT TIME CALCULATION				
	TYPE	NUMBER OF ACTUAL DAYS CONFINED	CREDIT DAYS EARNED		
Incarcerat	ion (All Credit Days apply to Case Number 49G21-1510-F4-038191)	137	45.6		

PART IV	SENTENCING CONDITIONS					
	CONDITION	DURATION	LOCATION	END		

Version 2014-2 Marion County Sentencing Order
Date: 05/20/2014 Page 1 of 2

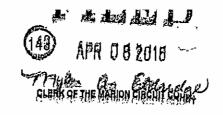
The Court is assessing Court Costs and Fees in the amount of \$0.00 and a Monetary Award (if applicable) in the amount of \$. The authority for this Order and the breakdown of the costs and fees are as follows and are found in Indiana Code, Sections 33-37-4-1, -4 and 33-37-5-19.

PART V		MON	NETARY OBLIGATIONS
Court Cost	s and Fees		
		То	\$0.00 otal: \$0.00
Restitution			
		In the	Amount of \$.
Awarded To):	Awarded Against:	Payable Through ☐ Marion County Clerk ☐ Marion County Probation
Comments:		'	
PA	RT VI	ADD	DITIONAL SENTENCING INFORMATION
Date to Rep 03/08/201	ort for Incarceration	Additional Comments an	nd Orders
			4/8/2016
Judicial	Officer		Date

Version 2014-2 Date: 05/20/2014

^{*}Original signature on file with the Court.





Case Name State of Indiana v. Willie Hemphill		Case Number Court 49G21-1510-F4-038191 Marion Superior Court, Crim		Superior Court, Criminal Division 21		
		Prosecuto Annie Mee	 - -		Defense Attorney Ian M Fleming	
Date of Offense 10/24/2015	Date of Sent 04/08/2016	encing	TCN Number 9530220321		Gallery Number 000000683723; Provisional755857	

The Defendant was charged with the following crimes, resulting in the following Dispositions under the above-referenced cause:

COUNT	CRIME	GOC	STATUTORY CITATION	DISPOSITION
I	35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon		35-47-4-5(c)	Dismissed
11	35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense		35-44.1-3-1(a)(3)	Dismissed
111	35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o		35-44.1-3-1(a)(1)	Plea by Agreement
IV	35-47-2-1/F5:Felon Carrying a Handgun Def has a prior felony conviction w/in last 15 years.		35-47-2-1	Plea by Agreement

As a result of the above convictions, the Court has sentenced the defendant as follows:

PARTUIL					
COUNT	SENTENCE	SUSPENDED	CONCURRENT	CONSECUTIVE	WITH (COUNT OR CASE NUMBERS)
	1 Year(s) and 0 Day(s)	0 Year(s) and 0 Day(s)	X		Count 4
IV	1 Year(s) and 0 Day(s)	0 Year(s) and 0 Day(s)	X		Court 3

COUNT	CONFINEMENT TYPE	CONFINEMENT COMMENTS
111	Indiana Department of Correction	
IV	Indiana Department of Correction	

The Defendant is to serve this sentence at: Indiana Department of Corrections

PART III CREDIT TIME CALCULATION	n riferi office part of the con-	A PASSAT SECTION TO SE
TYPE	NUMBER OF ACTUAL DAYS CONFINED	CREDIT DAYS EARNED
Incarceration (All Credit Days apply to Case Number 49G21-1510-F4-038191)	137	45.6

PART IV. SENTENCING CONDITIONS					
CONDITION	DURATION	LOCATION	AMOUNT/COMMENT	EFFECTIVE	END

The Court is assessing Court Costand Fees in the amount of \$0.00 and a monetary Award (if applicable) in the amount of \$. The authority for this Order and the breakdown of the costs and fees are as follows and are found in Indiana Code, Sections 33-37-4-1, -4 and 33-37-5-19.

PARTIV	, Mo	ONETARY OBLIGATIO	NS	
Court Costs and Fees	A CONTRACTOR OF THE PROPERTY O			
	1	\$0.00 otal: \$0.00		
Restitution				
	In the	e Amount of \$.		
Awarded To:	Awarded Against:		Through arion County Clerk □ Marion Cou	inty Probation
Comments:			·····	-
	<u> </u>			
PARTVI	AD	DITIONAL SENTENCIN	NG INFORMATION	
Date to Report for Incarceration 03/08/2016	Additional Comments	and Orders		998800 55, 55 A 151 (A 158 A
Mexfeld	2h 4:16	16	4/8/2016	
Judicial Officer	- 	(Date	

*Original signature on file with the Court.



ABSTRACT OF JUB MENT

AMENDED 1

State Form 8466

INDIANA DEPARTMENT OF CORRECTION

INSTRUCTIONS: This form must accompany the Judgment, Pre-Sentence Report, and all other documents required by law upon the commitment of the adult offender to the Indiana Department of Correction. A separate Abstract must be used for each Case Number.



Case Name						
State of Indiana Vs. STATE OF INDIANA V. WILLIE HEMPHILL						
Court						
Marion Superior Court, Criminal	Division 21					
Case Number	TCN Number					
49G21-1510-F4-038191	9530220321					
Date of Sentencing	Date of Sentencing					
-0 3798 12 01 6						
Presiding Judge						
Alicia A. Gooden						
Date of Offense						
10/24/2015						
Prosecutor	Defense Attorney					
Annie M. Chey	lan M. Fleming					

PART The Defendant was charged with the following crimes under the above-referenced cause:			
COUNT	CRIME	STATUTORY CITATION	DISPOSITION
l	35-47-4-5(c)/F4: Unlawful Poss. of a Firearm by Serious Violent Felon	35-47-4-5(c)	Dismissed
II	35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense	35-44.1-3-1(a)(3)	Dismissed
III	35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o	35-44.1-3-1(a)(1)	Plea By Agreement
IV	35-47-2-1/F5:Felon Carrying a Handgun Def has a prior felony conviction w/in last 15 years.	35-47-2-1	Plea By Agreement

COUNT		SENTENCE	COMMENTS
Ш	Sentenced:	1 Year	Concurrent:
	DOC Executed:	1 Year	Count 4
	Comm. Corr:	N/A	
	Suspended:	N/A	
	Probation:	N/A	
IV	Sentenced:	1 Year	Concurrent:
	DOC Executed:	1 Year	Court 3
	Comm. Corr:	N/A	
	Suspended:	N/A	
	Probation:	N/A	

PARTIII	Dates of confine	ment prior to sentenci	1g 📜	the sea of the sea
TYPE	 FROM	то	ACCRUED TIME	GOOD TIME CREDIT
Incarceration	 		137	45.6

PARTIV		ADDITIONAL INFORMATION			
Date to Report for Incarceration	Credit Restricted Felon	Purposeful Incarceration	Mental Health Concern		
03/08/2016	No	No	No		
Revocation					
No					
Revocation Reasons					
N/A					

Security of the control of the security of			4, 1010	-1 7-000131
PARTY	JUDGE'S RECOMMENDATIONS	Tree p	3. F ³	
Is the defendant to be returned to the Court for probation at the completion of his/her sentence?	Probation Office N/A			
No	Recommended Degree of Security No Recommendation			
Is the offender currently serving a sentence under	DOC custody? No			
Additional Comments and Recommendations Defendant indigent to court fines and	osts. Set term plea.			

PART-V This section is only required	for the official copy filed with the court
Alicia A. Gooden, Plesiding Judge	<u> 4.11.1(e</u> Date

Criminal Court 21 200 E Washgton Street Suite G108 Indianapolis, In 46204



RETURN TO SENDER

Willie Hemphill #683723 Marion County Jail II 730 East Washington Street

7 2 Nd 97, 257 57 034 NI STICGTA (\$3334 NIXIE 462 DC 1 8005/14715

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 46204333478 *0312-00875-03-46



MARION SUPERIOR COURT

Criminal Division Room Twenty-One

City-County Building 200 East Washington Street, Suite G-108 Indianapolis, Indiana 46204-3307

%%05/28/16%%



Willie Henshell # 683723
Willie Henshell # 683723
Moum Coarty Joel-17

0006/08/16

DMHMMSB

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
vs.)	CRIMINAL DIVISION, ROOM NO. 21
Willie Hemphill)	49621151054038191
•		
Please be advised:		
·		
The correspondence dated reviewed as it does not comp	4.優.し ly with the Indi	has been received by the Court but not ana Rules of Trial Procedure.
4.15.16	ſ	AlleHacer
Dated:		Alicia A. Gooden, Judge



STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
vs.	.)	CRIMINAL DIVISION, ROOM NO. 21
Willie Hemphill)	498211510F4038191
•		
Please be advised:		
The correspondence dated	4.19.1	has been received by the Court but not
reviewed as it does not comp	ly with the Indi	
4.15.16	,	MODAFOR()
	·	cocces and a company of the company
Dated:		Alicia A. Gooden, Judge



Willie Hemphill #683723 MARION County Jail -II 730 East Washington Street Indianapolis, IN 46202

FOREVER 04 AFR 2016 FM 6 L Legal Mail

To: Honorable Judge, Alicia A. Gooden Superior Court - 21 200 East Washington Street Indianapolis, IN 46204

In the Matter of Cause#: 49G20-1510-F4-038191
Defendant
Willie Hemphill #683723 Superior Court-21
APRIL 1/2016
To: Honorable Judge; Alicia A. Gooden

I, Willie Hemphill. Comes now and Request the Courts to Correct or Amend the Abstract of Judgement; Depicting that Defendants 1-year Sentence is at 50% Ceedit Time = 6-Months or 180-Days and That Defendant be given Jail Credit for all Time Spent in Jail Since Oct. 24, 2016; And That Defendants 180-Actual Day are up April 20, 2016. Instead of June 7, 2016; which Jail-I Records Currently have as my Out-Date.

See Attached Sentencing Order

Furthermore; He Defendant having Served over 160-Actual Days as of April 4 2016; Dn A 180-Day Sentence. Defendant also Request to Courts to grant Time Served and Immeridiate Release.

Respectfully Submitted;

Willie Hemphill #683723

Willie Hemphill Doted: April 1, 2016 Relieved Reside

	1
03/09/2016	Order Granting Mot. to Enter Plea Pursuant to Plea Agreement (Judicial Officer: Gooden, Alicia A) Order Granting Motion to Enter Plea of Guilty Pursuant to Plea Agreement.
	Order Signed: 03/08/2016
03/09/2016	Notice of Evidence Destruction Issued
03/09/2016	Sentence (Judicial Officer: Gooden, Alicia A)
	2. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense
	Confinement to Commence 03/08/2016
	Indiana Department of Correction
	Term:1 Yr
	Jail Credit: 137 Days Concurrent with Prior Sentence: with count 4
	Comment: Defendant indigent to court fines and costs. Set term plea.
	3. 35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o
	Confinement to Commence 03/08/2016
	Indiana Department of Correction
	Term:1 Yr
	Concurrent with Prior Sentence: with count 3
03/09/2016	Disposition Sent Electronically to Indiana State Police
00,00,2010	Added By CHRIS Interface (SNTC)
03/09/2016	Disposition Sent Electronically to Indiana State Police
00/40/0040	Added By CHRIS Interface (DISP)
03/10/2016	Amended Sentence (Judicial Officer: Gooden, Alicia A) Reason: Other 2. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense
	Confinement to Commence 03/08/2016 ————————————————————————————————————
7	County Jail
	Term:1 Yr
	Jail Credit: 137 Days —————
	Concurrent with Prior Sentence: with count 3
	Comment: Defendant indigent to court fines and costs. Set term plea.
	3. 35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o
	Confinement to Commence 03/08/2016 ————————————————————————————————————
	Term:1 Yr
	Concurrent with Prior Sentence: with count 2
03/10/2016	Disposition Sent Electronically to Indiana State Police
	Added By CHRIS Interface (SNTC)
	Please note that any Balance Due does not reflect interest that has accrued since the last payment.
Accordi	ng to the Above Amended Sentencing Order; I was Sentenced to 1-year
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No lo-Most	the = 180-Datual Days: On Courte 2 and 3: to Run Congress to
A. 16 —	" I TIGHT DINGS OU COMING & dilly of 10 wall CAUGAKKEN!"
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TICING! DHI	15; Leaving me with 43-Actual Days to Complete A 180-Days
	13 TO TOAYS
OF H - Wea	R Sentence at 50% Credit. Giving me an Out-Date of -
	- Donatice at Out Clear in Junia inte an Out-Date of -

At the Time of Sentencing on March 812016; I was given Fail Credit for 137 Actual Days; Leaving me with 43-Actual Days to Complete A 180-Days of A 1-year Sentence at 50% Credit. Giving me an Out-Date of — April 20, 2016. However; Jail I and Jail - II Records Indicates My Out-Date as June 7, 2016; Which Would have me Serving 228-Actual Days from the Date of my Arrest Oct. 24, 2016. Instead of April 20, 2016.

Thank You and Gad Bless You!

THANK YOU and God Bless You!
Willis Hemphill # 683723

Name Willie Hemphill

DOCTUMBER

157251 S-2-129

INDIANA DEPARTMENT OF CORRECTION

Plainfield Short Term Offender Program Facility

501 West Main St.

field, IN 46168

stamp identifies this correspondence as having been mailed by an offender at the indicated correctional faculity. "WARNING", Not responsible for contents. An renclosed money orders should be referred to your local Postmaster before cashing.

IT/DIAMAFONIS-

IN 460

28 APR '16

PM21

Haring.

FIRST-CLASS MAIL

04/28/2016 US POSTAGE

\$00.465



ZIP 46168 011D11624056

(2121

Marion County Superior Court 2 Attn: Mylan A. Elderidge, Clerkof Court

200 E. Washington Street

Indianapalis, IN 46204-3381

46204338199

Indiana Department of Corrections Heritage Trail Correctional Facility Willie J. Hemphill, D.O.C. # 157251 501 W. Main Street Plainfield, Indiana 46168

Marion County Circuit & Superior Court W122 City-County Building Attn: Mylan A. Elderidge, Clerk of the Court 200 E. Washington Street Indianapolis, IN 46204-3381 (317) 327-4740

RECEIVED

MAY 2 3 2016

April 27th, 2016.

RE: Copy of Charging Information For Count IV Cause No. 49G21-1510-F4-038191

Dear Ms. Elderidge:

I am in the process of appealing my conviction, but I need a copy of the "Charging Information" for Count IV, pursuant to this charge.

> "Carrying A Handgun Without A License " pursuant to I.C. 35-47-2-1

Therefore, would you please forward me a copy of any and all indictments, or charging information pursuant the above listed cause number including any amended actions.

In closing, thank you for your cooperation and help in this most important matter.

Yours truly,

Seughill Willie J. Heppphill, D.O.C. # 157251

Petitioner, pro se.

	TJEMPN. 11	1000100	Superior (. et	- al	Page 4 of 4
	Car	ise # : 49620-15	Superior (* .et		10 g
03/09/2016	Order Granting M	lotion to Enter Plea of Guilty Purs	ea Agreement (Judicial Officer: Good uant to Plea Agreement.	den, Alicia A)	7 866
03/09/2016	Sentence (Judicial	Destruction Issued Officer: Gooden, Alicia A)	R	ECEIVE	D' (1)
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2, 16	Term	na Department of Correction n:1 Yr current with Prior Sentence: with	count 3	53	8 10 15
03/09/2016	Disposition Sent E	Electronically to Indiana State F Interface (SNTC) Electronically to Indiana State F	Police	80	236
11, 12, 11	Added By CHRIS Amended Sentence	S <i>Interface (DISP)</i> :e (Judicial Officer: Gooden, Alici:	a A) Reason: Other	20. 4	MA
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08 80	Jail C	n:1 Yr Credit: 137 Days current with Prior Sentence: with		41	J. Y. Y
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Indiana Department of Corrections Heritage Trail Correctional Facility Willie J. Hemphill, D.O.C. # 157251 501 W. Main Street Plainfield, Indiana 46168

Marion County Circuit & Superior Court W122 City-County Building Attn: Mylan A. Elderidge, Clerk of the Court 200 E. Washington Street Indianapolis, IN 46204-3381 (317) 327-4740



April 27th, 2016.

Copy of Charging Information For Count IV RE: Cause No. 49G21-1510-F4-038191

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I am in the process of appealing my conviction, but I need a copy of the "Charging Information" for Count IV, pursuant to this charge.

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Therefore, would you please forward me a copy of any and all indictments, or charging information pursuant the above listed cause number including any amended actions.

In closing, thank you for your cooperation and help in this most important matter.

Yours truly,

Heughell Willie J. Hepsphill, D.O.C. # 157251

Petitioner, pro se.

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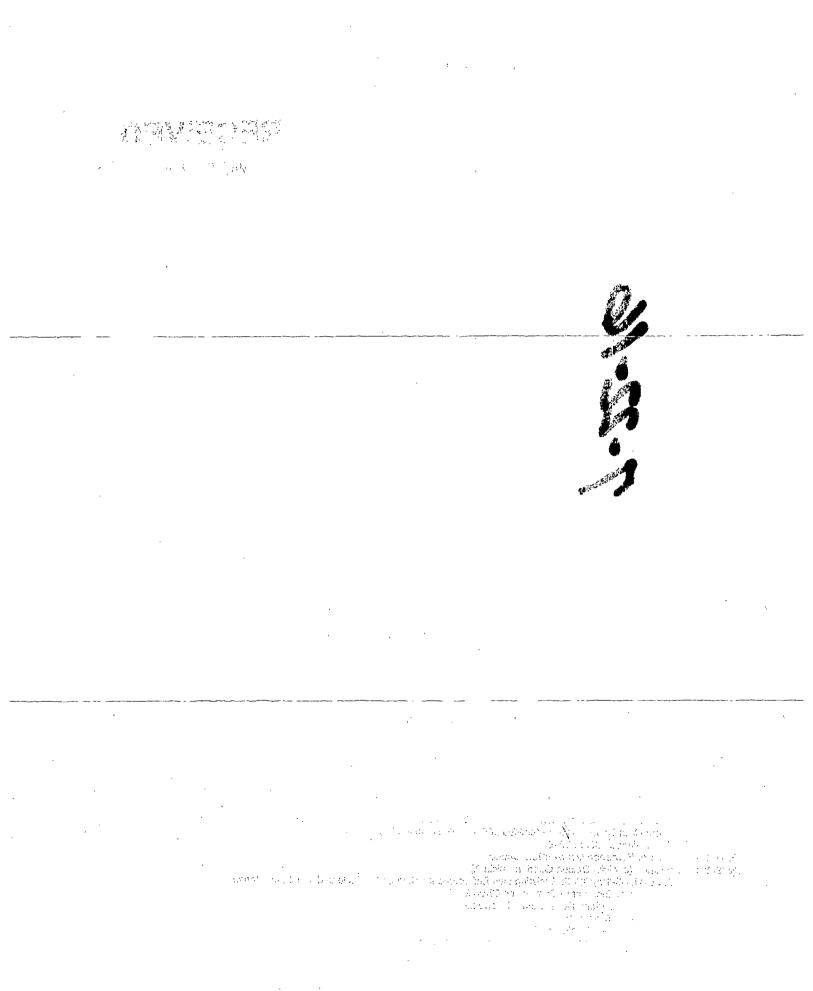
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Willie Hemphill # 683723 Superior Court-21 Page 4 of 4	
Willie Hemphill # 683723 Superior Court - 21 Page 4 of 4 Cause #: 49620-1510-F4-038191	
03/09/2016 Order Granting Mot. to Enter Plea Pursuant to Plea Agreement (Judicial Officer: Gooden, Alicia A) Order Granting Motion to Enter Plea of Guilty Pursuant to Plea Agreement. Order Signed: 03/08/2016	
RECEIVED 03/09/2016 Sentence (Judicial Officer: Gooden, Alicia A) 2. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense Confinement to Commence 03/08/2016 Indiana Department of Correction MAY 2 3 2016	1
Term:1 Yr Jail Credit: 137 Days Concurrent with Prior Sentence: with count 4	
Comment: Defendant indigent to court fines and costs. Set term plea. 3. 35-44.1-3-1(a)(1)/MA: Resisting Law Enforcement def. knowingly or intentionally forcibly resists, o Confinement to Commence 03/08/2016 Indiana Department of Correction	<u> </u>
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2,35-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 2,35-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 2,35-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 2,35-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 2,35-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 2,35-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 2,35-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 2,35-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 2,35-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 3,45-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,45-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 4,55-44. (a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense a vehicle to commit the offense a vehicle to commit the offense a vehicle to commit the o	700
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Disposition Sent Electronically to Indiana State Police Added By CHRIS Interface (SNTC)	7
Please note that any Balance Due does not reflect interest that has accrued since the last payment. And I the Above Amondod Sentencial Order of Touris Scotencial to Interest that has accrued since the last payment.	PAI
According to the Above Amended Sentencing Order; I was Sentenced to 1-ye do 6-Months = 180 DAYS Actual: On Counts 2 and 3; to Run Concurrent. At	-u 1
the time of Sentencing on March 8, 2016; I was given Jail Credit tok	_
137- Actual Days, Leaving me with 43- Actual Days to Complete A 180-	
Day of A I-year Sentence at 50% Ceedit, Giving me an Dut-Dale of	
April 20,2016 . However, Sail-I and Jail-II Records Indicates M	y
Dut-Date as June Tidolo, which would have me Serving do Mchal	۱(
from the Date of my Areest Oct. 24,2016. Instead of April 2012014.	
Please Make Needed Changes to Correct this Problem.	
Thank You and God Bless Pou!	
Willie Hemphill # 683723	



CASE SUMMARY CASE NO. 49G13-1601-IF-001718

State of Indiana

v.

Willie J Hemphill

Location: Filed on: **01/12/2016**

Marion Superior Court, Criminal Division 13 Judicial Officer: Pratt, Marcel A, Jr.

Appear by: 12/28/2015

CASE INFORMATION

§ § §

Offense Citation Statute Deg Date Case Type: IF - Infraction

1. 9-21-8-25/IFC: Failure to Signal for

Turn or Lane Change

w1499880

9-21-8- IFC 25

10/24/2015

01/12/2016 Decided Status:

Statistical Closures 01/12/2016 Dismissed

> DATE CASE ASSIGNMENT

> > **Current Case Assignment**

Case Number Court

49G13-1601-IF-001718

Marion Superior Court, Criminal Division 13

Date Assigned 01/12/2016 Judicial Officer Pratt, Marcel A, Jr.

PARTY INFORMATION

State Plaintiff State of Indiana

Defendant Hemphill, Willie J

27 N Gray ST

Indianapolis, IN 46201

Black Male Height 5' 10" Weight 165

DOB: 09/10/1971 Age: 44 DL: IN 0880739019

DATE	EVENTS & ORDERS OF THE COURT	INDEX
01/12/2016	Case Opened as a New Filing	
01/12/2016	Disposition (Judicial Officer: Pratt, Marcel A, Jr.) per prosecutor to dismiss ticket should have been filed with 49g201510f4038191 1. 9-21-8-25/IFC: Failure to Signal for Turn or Lane Change Dismissed	
01/12/2016	Case Dismissed	
DATE	FINANCIAL INFORMATION	

Defendant Hemphill, Willie J **Total Charges**

Total Payments and Credits Balance Due as of 6/24/2019 0.00 0.00

0.00

Subject: 49G13-1601-IF-001718

Date: Monday, June 24, 2019 at 1:51:41 PM Pacific Daylight Time

From: Hollis, Russell
To: Craft, Will

Attachments: Case Summary.pdf

No other documents exist on this case.

Sincerely,

Russell Hollis

Deputy Director Marion County Clerk's Office 200 East Washington Street, W130A Indianapolis, IN 46204 Russell.Hollis@indy.gov (317) 327-5099 tel



GRANT COUNTY GRANT COUNTY SHERIFF Case Report

Case #: 2016-024583

Status: CASE CLOSED Disposition: ADULT ARREST

Date: 07/21/2016 Time: 08:23

Code: 8150 Description WARRANT SERVICE Code: 8142 Description TRANSPORT DETAIL

Case Officer: 25 - DHIMELICK Case Supervisor: 123 - EBEATY

Condition: APPROVED

Location:

Event:

Address: 737, MOON RD, PLAINFIELD, IN, 46168

Additional Info: RDC

Place Code: GOVT AGENCY

Time:

Occurred From: 07/21/2016 08:23 To: 07/21/2016 08:23 Reported: 07/21/2016 08:23

Closing Information:

Disposition: ADULT ARREST Response: ARREST REPORT Status: ARREST

ADULT False Alarm: NA Date/Time: 07/21/2016 14:12 Closed Status: POLICE REPORT

07/21/2016 08:23 Badge/Name: 206/dcarmichael TAKING 8 AND BRINGING BACK WILLIE HEMPHILL

07/21/2016 14:15 Badge/Name: 163/MJACOB

On 07-21-16, 1130am, this officer arrested Willie J. Hemphill at Heritage Point Correctional Facility on an outstanding warrant through Grant Superior Court III for failure to appear with no bond (27D03-1510-CM-237). Hemphill was booked into the Grant County Jail on the above charge.

ARRESTED:

Name: HEMPHILL, WILLIE J

Address: 501, W MAIN ST, PLAINFIELD, IN, 46168

Details: Sex: M Race: B DOB: 09/10/1971 Age: 44 Height: 5' 10" Weight: 190

Ibs Hair Color: BLACK Hair Style: BRUSH CUT Eye Color: BROWN

Identifiers: DL: 0880739019 ST: IN SSN:

Charge - On: 07/21/2016 00:00 Charged By: 25 -

DHIMELICK Offense: AOW/FTA Reference: 27DO3-1510-CM-237 UCR: 8150 Arrest

Date: 07/21/2016 Court: GRANT COUNTY SUPERIOR 3

Charge Remarks: AOW/FTA 27D03-1510-CM-237 NO BOND

Investigators:

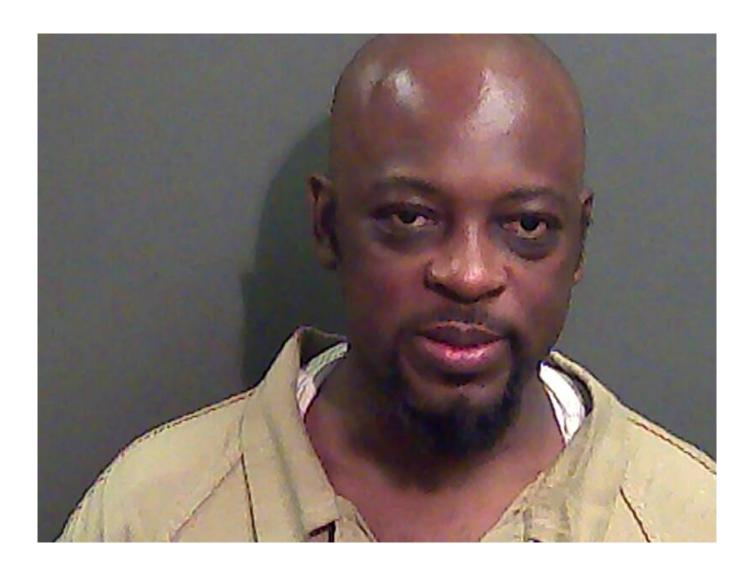
25/DHIMELICK Case Officer

123/EBEATY Case Supervisor

25/DARRELL HIMELICK(P) ATTENDING UNIT - 2716

163/MICHAEL JACOB ATTENDING UNIT - 2721

Photo obtained by APM Reports from the Grant County Sheriff's Department in Marion, IN. Dated: 7/21/2016.



11/30/2017 Inmate Lookup Tool





Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE J HEMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 510
 Weight:
 165

 Hair Length:
 Hair Color:
 BLACK

 Complexion:
 Eye Color:
 BROWN

Inmate Information

Booking #: 1631772 Black Race: Permanent ID #: 000000683723 Ethnicity: NON-HISPANIC State ID: **Marital Status:** Police/County ID: **UNITED STATES** Citizen: UNITED STATES FBI#: Country of Birth: ICE #:

Incarceration Information

 Current Housing Section:
 Current Location:
 IDENT

 Current Housing Block:
 County:
 08/08/2016

 Current Housing Cell:
 Commitment Date:
 08/08/2016

 Current Housing Bed:
 Release Date:
 08/08/2016 07:44

Please Note: Projected Release Date is subject to change.

Alias Information

There are no aliases for this inmate.

Detainer Information

Comp No Comp Date Issued By Set By

MARION COUNTY

Bond Information

 Case #:
 49G21-1510-F4-038191
 Amount:
 Percent:
 Additional:
 Total:

 Bond Type:
 Status:
 Posted By:
 Post Date:

 Grand Total:
 \$0.00

Charge Information

 Case #
 Offense Date
 Code
 Description
 Grade
 Degree

 49G21-1510-F4-038191
 08/08/2016
 35-47-2-1
 Felon Carrying a Handgun
 4
 F

Hearing Information

There is no hearing information for this inmate.

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INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT *FOR PUBLIC RELEASE*

CASE REPORT: DP160132768-0000 INCIDENT TYPE: UNKNOWN LOCATION: 500 N MERIDIAN ST DISTRICT: MDT BEAT: DT20 OCCURRED: 11/2/2016 AT 19:38 REPORTED: 11/2/2016 AT 19:52

INCIDENT OFFENSE 1: 35-48-I: CONTROLLED SUBSTANCE- DEALING MARIJUANA

WEAPON USED:

INCIDENT OFFENSE 2: 35-48-J: CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION

MARIJUANA WEAPON USED:

INCIDENT OFFENSE 3: 35-48-D : CONTROLLED SUBSTANCE- POSSESS PARAPHERNALIA

WEAPON USED:

PERSON: 1

INVOLVEMENT: ARRESTEE/SUSPECT / OFFENDER/OTHER CONTACT PERSON

NAME: HEMPHILL, WILLIE J

RACE: B SEX: M

DOB: 9/10/1971 AGE: 45

SSN:

HGT: WGT:

HAIR: BLK EYES:

ID(OLN): 0880739019 IN

ADDRESS(RESIDENCE): 27 N GRAY ST CITY: INDIANAPOLIS STATE: IN ZIP:

ADDRESS(RESIDENCE): 27 N GRAY ST1033 E WASHINGTON ST

CITY: INDIANAPOLIS STATE: IN ZIP:

CHARGE 1: 35-48-4-11 F-CONTROLLED SUBSTANCE- POSSESSIONCULTIVATION OF

MARIJUANA/HASHISH/SALVIA /F

CHARGE 2: 35-48-4-10 F-CONTROLLED SUBSTANCE- MANUFACTURE/DEALING

MARIJUANA/HASHISH/SALVIA /F

PERSON: 2

INVOLVEMENT: ARRESTEE/SUSPECT / OFFENDER/OTHER CONTACT PERSON

NAME: MORGAN, JAMES

RACE: B SEX: M

DOB: 8/27/1962 AGE: 54

SSN:

HGT: WGT:

HAIR: XXX EYES: BRO ID(MG): 000000708510

ADDRESS(RESIDENCE): 502 E MARKET ST

CITY: STATE: IN ZIP: 46204

ADDRESS(RESIDENCE): 502 E MARKET ST520 E MARKET ST

CITY: INDIANAPOLIS STATE: IN ZIP: 46204

ADDRESS: 502 E MARKET ST520 E MARKET ST1848 E LUDLOW AVE

CITY: INDIANAPOLIS STATE: IN ZIP: 46201

PHONE(CELL): 317-531-9946

PHONE(OTH): 317-531-9946 317-500-5753

CHARGE 1: 35-48-4-8.3 M-CONTROLLED SUBSTANCE- POSSESSION OF PARAPHERNALIA

/M

CHARGE 2: 35-48-4-10 M-CONTROLLED SUBSTANCE- MANUFACTURE/DEALING

MARIJUANA/HASHISH/SALVIA /M

CHARGE 3: 35-48-4-11 M-CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION OF

MARIJUANA/HASHISH/SALVIA /M

PERSON: 3

INVOLVEMENT: SUSPECT / OFFENDER/ARRESTEE/OTHER CONTACT PERSON

NAME: CARTER, ROCHELLE DENISE

RACE: B SEX: F

DOB: 6/27/1969 AGE: 47

SSN:

HGT: 506 WGT: 198 HAIR: BLK EYES: BRO ID(OTHER): 4550-07-3525 IN

ID(MG): 4550-07-3525 IN 000000451063 IN

ADDRESS(RESIDENCE): 222 E MICHIGAN ST APT 305

CITY: INDIANAPOLIS STATE: IN ZIP: 46204

ADDRESS(RESIDENCE): 222 E MICHIGAN ST APT 3052036 E MITTHOEFFER

RD APT 305

CITY: INDIANAPOLIS STATE: IN ZIP: 46229

ADDRESS: 222 E MICHIGAN ST APT 3052036 E MITTHOEFFER RD APT

305222 E MICHIGAN ST APT 305

CITY: INDIANAPOLIS STATE: IN ZIP: 46204

PHONE(CELL): 317-366-5237

PHONE(OTH): 317-366-5237 317-366-5237

PHONE(CELL): 317-366-5237 317-366-5237 317-438-2171

CHARGE 1: 35-48-4-8.3 M-CONTROLLED SUBSTANCE- POSSESSION OF PARAPHERNALIA

M

CHARGE 2: 35-48-4-11 M-CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION OF

MARIJUANA/HASHISH/SALVIA /M

PERSON: 4

INVOLVEMENT: OTHER CONTACT PERSON

NAME: CAMPBELL, ROBERT ROBERT

RACE: B SEX: M DOB: 6/7/1964 AGE: 52

SSN:

HGT: WGT:

HAIR: BLK EYES: BRO ID(OLN): 8912196959 IN

ID(MG): 8912196959 IN 000000354549 IN ADDRESS(RESIDENCE): 3822 DELMONT DE

CITY: STATE: IN ZIP: 46236

ADDRESS(RESIDENCE): 3822 DELMONT DE1835 N MERIDIAN ST

CITY: INDIANAPOLIS STATE: IN ZIP: 46236

PROPERTY: 1

INVOLVEMENT: SEIZED TYPE: MISC/NO CODE CATEGORY: MISC

ARTICLE: METAL MARIJUANA GRINDER

QUANTITY: 1 MAKE: MODEL: SERIAL #:

2/3

MISC/OAN #: VALUE: 0

PROPERTY: 2

INVOLVEMENT: SEIZED

TYPE: DRUGS / NARCOTICS - CONTROLLED SUBSTANCE

CATEGORY: DRUG

ARTICLE: SMALL BAGGIES OF SUSPECTED MARIJUANA.

QUANTITY: 29.76 MAKE: MODEL:

SERIAL #: MISC/OAN #: VALUE: 0

PROPERTY: 3

INVOLVEMENT: SEIZED

TYPE: DRUGS / NARCOTICS - CONTROLLED SUBSTANCE

CATEGORY: DRUG

ARTICLE: SMALL BAGGIES OF SUSPECTED MARIJUANA AND SUSPECTED MARIJUANA

CIGARETTES. QUANTITY: 14.1 MAKE: MODEL:

SERIAL #: MISC/OAN #: VALUE: 0

PROPERTY: 4

INVOLVEMENT: SEIZED

TYPE: DRUGS / NARCOTICS - CONTROLLED SUBSTANCE

CATEGORY: DRUG

ARTICLE: SMALL BAGGIE OF SUSPECTED MARIJUANA.

QUANTITY: 1.04 MAKE: MODEL: SERIAL #: MISC/OAN #:

VALUE: 0

MEDIA RELEASE NARRATIVE:

OFFICERS ENCOUNTERED GROUP OF PEOPLE DRINKING ALCOHOLIC BEVERAGE IN A PARK. SEVERAL OF THE PERSONS WERE FOUND TO HAVE NARCOTICS AND WERE SUBSEQUENTLY ARRESTED.

OFFICERS:

1: ARRESTING / CITING: PATROL OFFICER-WALTERS, JOHN: W8300

2: REPORTING: PATROL OFFICER-WALTERS, JOHN: W8300

3: APPROVING: SERGEANT-BROWN, TONY: B7086

4: ASSISTING: SGT.-GREGORY, MARK: G9559

END OF REPORT

11/30/2017 Inmate Lookup Tool





Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE J HEMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 510
 Weight:
 190

 Hair Length:
 Hair Color:
 BLACK

 Complexion:
 Eye Color:
 BROWN

Inmat	e Information	n
Rooki	na #·	16

644812 Race: Black Permanent ID #: 000000683723 Ethnicity: NON-HISPANIC Marital Status: State ID: Police/County ID: **UNITED STATES** Citizen: UNITED STATES FBI#: Country of Birth: ICE #:

Incarceration Information

Current Housing Section:

Current Housing Block:

Current Housing Block:

Current Housing Cell:

Current Housing Bed:

Current Housing Bed:

Current Housing Bed:

Current Housing Bed:

Current Housing Bed:

Current Housing Bed:

APC

County:

County:

County:

11/02/2016

11/03/2016 17:02

Please Note: Projected Release Date is subject to change.

Alias Information

There are no aliases for this inmate.

Detainer Information

There is no detainer information for this inmate.

Bond Information

 Case #:
 49G14-1611-F6-043092
 Amount:
 Percent:
 Additional:
 Total:

 Bond Type:
 Status:
 Posted By:
 Post Date:

 Grand Total:
 \$0.00

Charge Information					
Case #	Offense Date	Code	Description	Grade	Degree
49G14-1611-F6-043092		35-48-4-10(a)(1)	Dealing in Marijuana	6	F
49G14-1611-F6-043092	11/02/2016	35-48-4-11(a)(2)	Possession of Marijuana	6	F
49G14-1611-F6-043092	11/02/2016	35-48-4-10(a)(1)	Dealing in Marijuana	6	F
49G14-1611-F6-043092		35-48-4-11(a)(1)	Possession of Marijuana	Α	M

Hearing Information

There is no hearing information for this inmate.

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CASE SUMMARY

State of Indiana

WILLIE HEMPHILL

CASE No. 49G14₃1611-F6-043092

8888

Location: Judicial Officer:

Criminal Division 14 Salinas, Jose D Filed on: 11/03/2016 Police Agency Number: DP160132768 49-DM1242514

Marion Superior Court,

Prosecutor Case Management Number:

CASE	INFORMATION
CADE	INTORMATION

Case Type: F6 - Felony 6 Offense Deg Date Statute

1. 35-48-4-10(a)(1)/F6: Dealing in Marijuana Def. has a prior drug conviction and the (1)

weight is less t

2. 35-48-4-11(a)(1)/MA: Possession of Marijuana

35-48-4-10(a) 11/02/2016 F6

Case 06/25/2018 Decided Status:

35-48-4-11(a) 11/02/2016 Case Flags: Electronically Filed MA (1)

Related Cases

49G14-1611-CM-043093 (Co-Defendant Case) 49G14-1611-CM-043094 (Co-Defendant Case)

Statistical Closures

DATE

Guilty Plea or Admission 06/25/2018

CASE ASSIGNMENT

Current Case Assignment

Case Number

Court

Date Assigned Judicial Officer 49G14-1611-F6-043092

Marion Superior Court, Criminal Division 14

11/03/2016 Salinas, Jose D

PARTY INFORMATION

State Plaintiff State of Indiana

Defendant HEMPHILL, WILLIE

> 501 W MAIN ST Plainfield, IN 46168

Black Male Height 5' 10" Weight 190

DOB: 09/10/1971 Age: 45 DL: IN 0880739019

Other Agency Number: 000000683723 Indianapolis Metropolitan Police

Attorneys

McGinley, James Michael Anthony

Retained 317-635-2692(F) 317-507-5400(W)

151 N Delaware St., STE 1950

Indianapolis, IN 46204 jamesmcginleylaw@gmail.com

O'Connell, Ryan Thomas

Retained 317-327-4100(W) 120 E Market ST Indianapolis, IN 46204 ryan@ryanoconnelllaw.com

Wallace, Robert Scott

Retained 317-631-2130(W) P.O. Box 2911 Indianapolis, IN 46206 scott@scottwallacelaw.com

CASE SUMMARY

CASE No. 49G14-1611-F6-043092 EVENTS & ORDERS OF THE COURT

DATE	CASE No. 49G14-1611-F6-043092 EVENTS & ORDERS OF THE COURT
11/03/2016	Initial Hearing (3:15 PM) (Judicial Officer: Boyce, John Jay - M) Commenced and concluded Parties Present: Defendant HEMPHILL, WILLIE
11/03/2016	Case Opened as a New Filing
11/03/2016	Case Filed Electronically Added By EFile Manager
11/03/2016	Information Filed File Stamp: 11/03/2016 Filed By: State Plaintiff State of Indiana Information
11/03/2016	Information Filed File Stamp: 11/03/2016 Filed By: State Plaintiff State of Indiana Prior Dealing Marijuana Conviction
11/03/2016	Information Filed File Stamp: 11/03/2016 Filed By: State Plaintiff State of Indiana Prior Marijuana Conviction
11/03/2016	Probable Cause Affidavit Filed File Stamp: 11/03/2016 Filed By: State Plaintiff State of Indiana Hemphill, WilliePC.pdf
11/03/2016	Discovery Filed File Stamp: 11/03/2016 Filed By: State Plaintiff State of Indiana Hemphill, Willie CM History.pdf
11/03/2016	Discovery Filed File Stamp: 11/03/2016 Filed By: State Plaintiff State of Indiana Hemphill, Willie Gallery History.pdf
11/03/2016	Hearing Scheduling Activity Initial Hearing scheduled for 11/03/2016 at 3:15 PM.
11/03/2016	Hearing Scheduling Activity Pretrial Conference scheduled for 11/07/2016 at 1:00 PM.
11/03/2016	Omnibus Date 12-18-16
11/03/2016	Probable Cause Found: Order Issued (Judicial Officer: Boyce, John Jay - M) Order Signed: 11/03/2016
11/03/2016	Advisement of Rights Conducted (Judicial Officer: Boyce, John Jay - M)
11/03/2016	Order to Release From Custody To Be Held For Other Agency (Judicial Officer: Boyce, John Jay - M)

INDEX

CASE SUMMARY CASE No. 49G14-1611-F6-043092

	CASE NO. 49G14-1611-F6-043092	
	Order Signed: 11/03/2016 direct transport to mccc as to this case	
11/03/2016	Administrative Event court card given	
11/03/2016	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Boyce, John Jay - M Exp: 02/13/2017)	
	- Community Corrections - Drug/Alcohol Monitoring	
11/03/2016	Conditions of Community Corrections	
11/04/2016	Automated Paper Notice Issued to Parties Sent To: Defendant HEMPHILL, WILLIE	
11/07/2016	Pretrial Conference (1:00 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Defendant HEMPHILL, WILLIE	
11/07/2016	Hearing Scheduling Activity Status of Counsel Hearing scheduled for 12/05/2016 at 1:00 PM.	
11/07/2016	Administrative Event	
11/08/2016	Automated Paper Notice Issued to Parties Sent To: Defendant HEMPHILL, WILLIE	
12/05/2016	Status of Counsel Hearing (1:00 PM) (Judicial Officer: Christ, John Michael-C) Commenced and concluded Parties Present: Defendant HEMPHILL, WILLIE	
12/05/2016	Hearing Scheduling Activity Pretrial Conference scheduled for 01/09/2017 at 1:00 PM.	
12/05/2016	Indigent Counsel Appointed at County Expense \$100 public defender fee accessed	
12/06/2016	Automated Paper Notice Issued to Parties Hearing Scheduling Activity 12/5/2016: WILLIE HEMPHILL	
12/06/2016	Appearance Filed File Stamp: 12/06/2016 For Party: Defendant HEMPHILL, WILLIE PDIS Filing - Marion County Appearance Form	
12/08/2016	Discovery Filed File Stamp: 12/08/2016 Filed By: State Plaintiff State of Indiana Discovery, Supplemental (Muni)	
12/21/2016	Discovery Filed File Stamp: 12/21/2016 Filed By: State Plaintiff State of Indiana Discovery, Initial (Strike)	
01/05/2017	Appearance Filed	

CASE SUMMARY CASE No. 49G14-1611-F6-043092

	CASE NO. 49G14-1611-F6-043092
	File Stamp: 01/05/2017 For Party: Defendant HEMPHILL, WILLIE PDIS Filing - Marion County Conflict Appearance Form
01/06/2017	Automated Paper Notice Issued to Parties Appearance Filed 1/5/2017: Robert Scott Wallace
01/06/2017	Automated ENotice Issued to Parties Appearance Filed 1/5/2017: Ryan Thomas O'Connell
01/09/2017	Pretrial Conference (1:00 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott Defendant HEMPHILL, WILLIE
01/09/2017	Service Returned Not Served
01/09/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 02/13/2017 at 9:00 AM.
01/09/2017	Administrative Event Minute sheet 01/09/2017
01/10/2017	Automated Paper Notice Issued to Parties Service Returned Not Served 1/9/2017: Robert Scott Wallace Hearing Scheduling Activity 1/9/2017: Robert Scott Wallace
01/10/2017	Automated ENotice Issued to Parties Service Returned Not Served 1/9/2017: Ryan Thomas O'Connell Hearing Scheduling Activity 1/9/2017: Ryan Thomas O'Connell
01/25/2017	Hearing Scheduling Activity Pretrial Conference originally scheduled on 02/13/2017 at 9:00 AM was rescheduled to 02/13/2017 at 9:00 AM. Reason: Conversion.
01/26/2017	Automated Paper Notice Issued to Parties Hearing Scheduling Activity 1/25/2017: Robert Scott Wallace
01/26/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 1/25/2017: Ryan Thomas O'Connell
02/13/2017	Pretrial Conference (9:00 AM) (Judicial Officer: Huerta, Ronnie - MAG) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott Defendant HEMPHILL, WILLIE
02/13/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 03/20/2017 at 9:00 AM.
02/13/2017	Administrative Event VACATE ALL PRETRIAL RELEASE CONDITIONS
02/13/2017	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Huerta, Ronnie - MAG Exp: 04/30/2018)
02/14/2017	- Community Corrections - Drug/Alcohol Monitoring Automated ENotice Issued to Parties Hearing Scheduling Activity 2/13/2017: Ryan Thomas O'Connell; Robert Scott Wallace

CASE SUMMARY CASE NO. 49G14-1611-F6-043092

	CASE NO. 49G14-1611-F6-043092
03/20/2017	Pretrial Conference (9:00 AM) (Judicial Officer: Huerta, Ronnie - MAG) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott Defendant HEMPHILL, WILLIE
03/20/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 04/17/2017 at 1:30 PM.
03/20/2017	Administrative Event Minute sheet 03/20/2017
03/21/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 3/20/2017: Ryan Thomas O'Connell; Robert Scott Wallace
04/17/2017	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott
04/17/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 05/15/2017 at 9:00 AM.
04/17/2017	Administrative Event Minute sheet 04/17/2017
04/18/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 4/17/2017: Ryan Thomas O'Connell; Robert Scott Wallace
05/15/2017	Pretrial Conference (9:00 AM) (Judicial Officer: Huerta, Ronnie - MAG) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott
05/15/2017	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) warrant u/a Commenced and concluded
05/15/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 05/15/2017 at 1:30 PM.
05/15/2017	Administrative Event
05/15/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 06/19/2017 at 1:30 PM.
05/15/2017	Administrative Event
05/16/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 5/15/2017: Ryan Thomas O'Connell; Robert Scott Wallace Hearing Scheduling Activity 5/15/2017: Ryan Thomas O'Connell; Robert Scott Wallace
06/19/2017	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
06/19/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 07/17/2017 at 1:30 PM.
06/20/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/19/2017: Ryan Thomas O'Connell; Robert Scott Wallace

CASE SUMMARY CASE NO. 49G14-1611-F6-043092

	CASE NO. 49G14-1611-F6-043092
07/17/2017	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) atty's only Commenced and concluded
	Parties Present: Attorney Wallace, Robert Scott Defendant HEMPHILL, WILLIE
07/18/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 08/21/2017 at 1:30 PM.
07/19/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 7/18/2017: Ryan Thomas O'Connell; Robert Scott Wallace
08/21/2017	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott Defendant HEMPHILL, WILLIE
08/21/2017	Hearing Scheduling Activity Evidentiary Hearing scheduled for 09/18/2017 at 1:30 PM.
08/22/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 8/21/2017: Ryan Thomas O'Connell; Robert Scott Wallace
09/06/2017	Motion for Continuance Filed File Stamp: 09/06/2017 Filed By: State Plaintiff State of Indiana Continuance Motion
09/07/2017	Order Granting Motion for Continuance (Judicial Officer: Christ, John Michael-C) Order Signed: 09/07/2017
09/07/2017	Hearing Scheduling Activity Evidentiary Hearing scheduled for 09/18/2017 at 1:30 PM was cancelled. Reason: Judicial Action.
09/07/2017	Hearing Scheduling Activity Evidentiary Hearing scheduled for 10/30/2017 at 1:30 PM.
09/08/2017	Automated ENotice Issued to Parties Order Granting Motion for Continuance 9/7/2017: Ryan Thomas O'Connell;Robert Scott Wallace Hearing Scheduling Activity 9/7/2017: Ryan Thomas O'Connell;Robert Scott Wallace Hearing Scheduling Activity 9/7/2017: Ryan Thomas O'Connell;Robert Scott Wallace
09/18/2017	CANCELED Evidentiary Hearing (1:30 PM) (Judicial Officer: Salinas, Jose D) Judicial Action
09/22/2017	Petition to Revoke Filed File Stamp: 09/22/2017 Filed By: State Plaintiff State of Indiana Revoke Bond, Motion
09/29/2017	Administrative Event will address next date
10/30/2017	Evidentiary Hearing (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott Defendant HEMPHILL, WILLIE

CASE SUMMARY CASE NO. 49G14-1611-F6-043092

	CASE 110. 47014-1011-110-043072
10/30/2017	Hearing Scheduling Activity Evidentiary Hearing scheduled for 12/11/2017 at 1:30 PM.
10/30/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 01/31/2018 at 1:30 PM.
10/30/2017	Hearing Scheduling Activity Jury Trial scheduled for 02/05/2018 at 8:30 AM.
10/31/2017	Administrative Event MINUTE SHEET 10/30/2017
11/01/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 10/30/2017: Ryan Thomas O'Connell; Robert Scott Wallace Hearing Scheduling Activity 10/30/2017: Ryan Thomas O'Connell; Robert Scott Wallace Hearing Scheduling Activity 10/30/2017: Ryan Thomas O'Connell; Robert Scott Wallace
12/11/2017	Evidentiary Hearing (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
12/11/2017	Order Denying Motion to Suppress (Judicial Officer: Salinas, Jose D) Order Signed: 12/11/2017
01/03/2018	Administrative Event MINUTE SHEET 12/11/2017
01/08/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
01/08/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 02/05/2018 at 1:30 PM.
01/09/2018	Administrative Event MINUTE SHEET 01/08/2018
01/09/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 1/8/2018: Ryan Thomas O'Connell; Robert Scott Wallace
01/31/2018	Final PreTrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Defendant HEMPHILL, WILLIE
01/31/2018	Motion for Continuance Filed File Stamp: 01/31/2018 Filed By: State Plaintiff State of Indiana Continuance Motion
01/31/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 02/26/2018 at 1:30 PM.
01/31/2018	Hearing Scheduling Activity Jury Trial scheduled for 02/05/2018 at 8:30 AM was cancelled. Reason: Judicial Action.
02/01/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 1/31/2018: Ryan Thomas O'Connell; Robert Scott Wallace Hearing Scheduling Activity 1/31/2018: Ryan Thomas O'Connell; Robert Scott Wallace

CASE SUMMARY CASE No. 49G14-1611-F6-043092

	CASE NO. 49G14-1611-F6-043092
02/01/2018	Administrative Event MINUTE SHEET 01/31/2018
02/05/2018	CANCELED Jury Trial (8:30 AM) (Judicial Officer: Salinas, Jose D) Judicial Action
02/05/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded
02/05/2018	Failure to Appear (Judicial Officer: Christ, John -M)
02/06/2018	Administrative Event MINUTE SHEET 02/05/2018
02/26/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
02/26/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 03/26/2018 at 1:30 PM.
02/26/2018	Hearing Scheduling Activity Final PreTrial Conference scheduled for 04/18/2018 at 1:30 PM.
02/26/2018	Hearing Scheduling Activity Jury Trial scheduled for 04/23/2018 at 8:30 AM.
02/27/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 2/26/2018: Ryan Thomas O'Connell; Robert Scott Wallace Hearing Scheduling Activity 2/26/2018: Ryan Thomas O'Connell; Robert Scott Wallace Hearing Scheduling Activity 2/26/2018: Ryan Thomas O'Connell; Robert Scott Wallace
02/27/2018	Administrative Event MINUTE SHEET 02/26/2018
03/26/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Huerta, Ronnie - MAG) Commenced and concluded
03/26/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 04/02/2018 at 1:30 PM.
03/27/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 3/26/2018: Ryan Thomas O'Connell; Robert Scott Wallace
03/27/2018	Administrative Event MINUTE SHEET 03/26/2018
04/02/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
04/02/2018	Hearing Scheduling Activity Final PreTrial Conference scheduled for 04/18/2018 at 1:30 PM was cancelled. Reason: Judicial Action.
04/02/2018	Hearing Scheduling Activity Jury Trial scheduled for 04/23/2018 at 8:30 AM was cancelled. Reason: Judicial Action.
04/03/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 4/2/2018: Ryan Thomas O'Connell; Robert Scott Wallace Hearing Scheduling Activity 4/2/2018: Ryan Thomas O'Connell; Robert Scott Wallace

CASE SUMMARY CASE NO. 49G14-1611-F6-043092

04/03/2018	Administrative Event MINUTE SHEET 04/02/2018
04/18/2018	CANCELED Final PreTrial Conference (1:30 PM) (Judicial Officer: Kinkade, Kelly Noel-PT) Judicial Action
04/23/2018	CANCELED Jury Trial (8:30 AM) (Judicial Officer: Salinas, Jose D) Judicial Action
04/30/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
04/30/2018	Administrative Event File Stamp: 04/30/2018 Court vacates all pre-trial release condtions
04/30/2018	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Salinas, Jose D Exp: 06/04/2018)
	- Community Corrections - Drug/Alcohol Monitoring random drug testing only - Probation
04/30/2018	Administrative Event MINUTE SHEET
05/01/2018	Appearance Filed File Stamp: 05/01/2018 For Party: Defendant HEMPHILL, WILLIE appearance
05/21/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
05/21/2018	Administrative Event MINUTE SHEET
05/24/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded
05/24/2018	Administrative Event MINUTE SHEET
05/24/2018	Party To Be Held In Custody (Judicial Officer: Christ, John -M) Order Signed: 05/24/2018 Party: Defendant HEMPHILL, WILLIE
05/24/2018	Court Sets Bond (Judicial Officer: Christ, John -M) Party: Defendant HEMPHILL, WILLIE \$500.00 cash bond
05/24/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 05/29/2018 at 9:00 AM.
05/25/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 5/24/2018: James Michael Anthony McGinley; Ryan Thomas O'Connell; Robert Scott Wallace

CASE SUMMARY CASE No. 49G14-1611-F6-043092

05/29/2018	Pretrial Conference (9:00 AM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Attorney McGinley, James Michael Anthony
	1 arties I resent. Attorney McGimey, James Michael Anthony
05/29/2018	Administrative Event MINUTE SHEET
05/29/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 06/04/2018 at 9:00 AM.
05/30/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 5/29/2018: James Michael Anthony McGinley;Ryan Thomas O'Connell;Robert Scott Wallace
06/04/2018	Pretrial Conference (9:00 AM) (Judicial Officer: Huerta, Ronnie - MAG) Commenced and concluded
06/04/2018	Request for Records File Stamp: 06/04/2018 Party: Defendant HEMPHILL, WILLIE Request for transcript
06/04/2018	Administrative Event File Stamp: 06/04/2018 speedy deadline (8/13/2018)
06/04/2018	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Huerta, Ronnie - MAG)
06/04/2018	- Community Corrections - Drug/Alcohol Monitoring random drug testing only - Probation - Work Release Order to Release From Custody To Be Held For Other Agency (Judicial Officer: Huerta, Ronnie - MAG) Order Signed: 06/04/2018 Community Corrections-Work Release
0.6.10.4.10.04.0	
06/04/2018	Hearing Scheduling Activity Final PreTrial Conference scheduled for 06/18/2018 at 9:00 AM.
06/04/2018	Hearing Scheduling Activity Final PreTrial Conference scheduled for 06/13/2018 at 1:30 PM.
06/04/2018	Hearing Scheduling Activity Jury Trial scheduled for 06/13/2018 at 1:30 PM.
06/04/2018	Hearing Scheduling Activity Jury Trial scheduled for 06/18/2018 at 8:30 AM.
06/04/2018	Administrative Event court reviewed request for records
06/05/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/4/2018: James Michael Anthony McGinley; Ryan Thomas O'Connell; Robert Scott Wallace Hearing Scheduling Activity 6/4/2018: James Michael Anthony McGinley; Ryan Thomas O'Connell; Robert Scott Wallace Hearing Scheduling Activity 6/4/2018: James Michael Anthony McGinley; Ryan Thomas O'Connell; Robert Scott Wallace Hearing Scheduling Activity 6/4/2018: James Michael Anthony McGinley; Ryan Thomas O'Connell; Robert Scott Wallace

CASE SUMMARY CASE NO. 49G14-1611-F6-043092

06/05/2018	Administrative Event Minute Sheet	
06/08/2018	Witness and/or Exhibit List Filed File Stamp: 06/08/2018 Filed By: Defendant HEMPHILL, WILLIE Witness list	
06/12/2018	Motion to Dismiss Filed File Stamp: 06/12/2018 Filed By: Defendant HEMPHILL, WILLIE Motion to Dismiss	
06/13/2018	Final PreTrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded	
06/13/2018	Administrative Event MINUTE SHEET	
06/13/2018	Administrative Event File Stamp: 06/13/2018 Court will address the defense motion at the final pre-trial set 6/13/2018	
06/13/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 06/25/2018 at 1:30 PM.	
06/14/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/13/2018: James Michael Anthony McGinley; Ryan Thomas O'Connell; Robert Scott Wallace	
06/14/2018	Hearing Scheduling Activity Jury Trial scheduled for 06/18/2018 at 8:30 AM was cancelled. Reason: Judicial Action.	
06/15/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/14/2018: James Michael Anthony McGinley; Ryan Thomas O'Connell; Robert Scott Wallace	
06/18/2018	CANCELED Jury Trial (8:30 AM) (Judicial Officer: Salinas, Jose D) Judicial Action	
06/21/2018	Motion Filed File Stamp: 06/20/2018 Filed By: State Plaintiff State of Indiana Hemphill Motion to Dismiss.pdf	
06/22/2018	Document Filed File Stamp: 06/22/2018 Filed By: State Plaintiff State of Indiana Hemphill Motion to Dismiss Supplement.pdf	
06/25/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded	
06/25/2018	Administrative Event MINUTE SHEET	

CASE SUMMARY CASE No. 49G14-1611-F6-043092

06/25/2018	Plea Agreement Filed Filed Stamp: 06/25/2018
06/25/2018	Motion to Enter Plea Pursuant to Plea Agreement Filed File Stamp: 06/25/2018 Filed By: State Plaintiff State of Indiana
06/25/2018	Order Granting Mot. to Enter Plea Pursuant to Plea Agreement (Judicial Officer: Salinas, Jose D) Order Signed: 06/25/2018 Order Granting Motion to Enter Plea of Guilty Pursuant to Plea Agreement.
06/25/2018	Order Granting Motion to Dismiss (Judicial Officer: Salinas, Jose D) Order Signed: 06/25/2018 Movant: State Plaintiff State of Indiana 1
06/25/2018	Judgment (Judicial Officer: Salinas, Jose D) 1. 35-48-4-10(a)(1)/F6: Dealing in Marijuana Def. has a prior drug conviction and the weight is less t Dismissed 2. 35-48-4-11(a)(1)/MA: Possession of Marijuana Plea by Agreement
06/25/2018	Sentenced (Judicial Officer: Salinas, Jose D) 2. 35-48-4-11(a)(1)/MA: Possession of Marijuana 11/02/2016 (MA) 35-48-4-11(a)(1) (3548411a1MA) Comment () Confinement to Commence 06/25/2018 County Jail Term: 124 Days Jail Credit: 62 Days Suspended: 0 Days Comment: Time Served; no probation
06/25/2018	Disposition Sent Electronically to Indiana State Police Added By CHRIS Interface (SNTC)

STATE OF INDIANA MARION COUNTY, ss:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION	
STATE OF INDIANA	Cause No: 49	
STATE OF INDIANA)	INFORMATION	
vs.)	COUNT I	
)	DEALING IN MARIJUANA	
,	I.C. 35-48-4-10(a)(1) and I.C. 35-48-4-10(c) (1)(A)	
WILLIE HEMPHILL B/Male DOB 9/10/1971	A CLASS A MISDEMEANOR	
DOB 9/10/1971	COUNT II	
	POSSESSION OF MARIJUANA	
	I.C. 35-48-4-11(a)(1) and I.C. 35-48-4-11(b)	
	A CLASS B MISDEMEANOR	
On this date, the undersigned came before the P Circuit and, being duly sworn (or having affirmed), s	•	
COUNTI		
On or about November 2, 2016, WILLIE HEMPH	ILL did knowingly or intentionally,	
manufacture, finance the manufacture of, deliver, or	finance the delivery of marijuana, pure or	
adulterated, with the said marijuana weighing less t	nan 30 grams,	
COUNT II		
On or about November 2, 2016, WILLIE HEMPH	ILL did knowingly possess a controlled	
substance, that is: Marijuana, pure or adulterated;		
all of which is contrary to statute and against the	peace and dignity of the State of Indiana.	
I swear or affirm under penalty of perjury as spec representations are true.	ified by I.C. 35-44.1-2-1 that the foregoing	
/s/ Henry Flores	N	
Affiant	November 3, 2016	
Alliant	Date	
	TERRY R. CURRY	
	Marion County Prosecutor	
State's Witnesses:	19th Judicial Circuit	
MARK GREGORY		
JOHN WALTERS	/s/ Henry Flores	

Deputy Prosecuting Attorney

STATE OF INDIANA MARION COUNTY, ss:		IN THE MARION SUPERIOR COURT CRIMINAL DIVISION	
STATE OF INDIANA	4	Cause No: 49	
vs.)))	INFORMATION PART II OF COUNT I DEALING IN MARIJUANA	
WILLIE HEMPHILL B/Male DOB 9/10/1971		LEVEL 6 FELONY I.C. 35-48-4-10(c)(1)	
The undersigned affiant does hereby	y swear or affirm ι	under the penalties of perjury that:	
On or about November 2, 2016,	in Marion Count	y, State of Indiana, the following named	
defendant WILLIE HEMPHILL, has	previously been	convicted of a drug offense in the Marion	
County Superior Court, Criminal E	Division Room G	20 under cause number 49G20-1504-F4-	
014470 on or about 07/01/2015			
All of which is contrary to the laws	s of the State of In	diana.	
/s/ Henry Flores			
Affiant	31	November 3, 2016 Date	
Aman			
		TERRY R. CURRY Marion County Prosecutor	
State's Witnesses:		19th Judicial Circuit	
Marion County Clerk Keeper of Records, IMPD Keeper of Records, Indiana DOC		/s/ Henry Flores	
Fingerprint Examiner, IMPD		Deputy Prosecuting Attorney	

STATE OF INDIANA		IN THE MARION SUPERIOR COURT
MARION COUNTY, ss:		CRIMINAL DIVISION
		Oawaa Nasi 40
STATE OF INDIANA)	Cause No: 49
)	INFORMATION
vs.)	PART II OF COUNT II POSSESSION OF MARIJUANA
)	1 000E00ION OF MATHOCANA
WILLIE HEMPHILL B/Male DOB 9/10/1971		CLASS A MISDEMEANOR I.C. 35-48-4-11(b)
The undersigned affiant does hereb	oy swear or affirm (under the penalties of perjury that:
defendant WILLIE HEMPHILL, has	s previously been Division Room G	cy, State of Indiana, the following named convicted of a drug offense in the Marion 20 under cause number 49G20-1504-F4-diana.
, s		November 3, 2016
Affiant		Date
		TERRY R. CURRY
		Marion County Prosecutor
State's Witnesses: Marion County Clerk		19th Judicial Circuit
Keeper of Records, IMPD Keeper of Records, Indiana DOC		/s/ Henry Flores
Fingerprint Examiner, IMPD		Deputy Prosecuting Attorney

w finds (check
ate of Indiana;
charges;
ssue a warrant
ort to MCCC/DAM
3

11/3/2016 Online RMS :: Narrative

> Arrest 11/02/20162000 Hrs Summary:

Charges: CONTROLLED SUBSTANCE- POSSESSION OF PARAPHERNALIA /MCONTROLLED SUBSTANCE-POSSESSION/CULTIVATION OF MARIJUANA/HASHISH/SALVIA /M

Agency: IMPD Downtown District Arrest #: AR-IMPD1614596

Narrative: IMPD Probable Cause with e-signature

STATE OF INDIANA, COUNTY OF MARION, SS:

PROBABLE CAUSE AFFIDAVIT

IMPD Case/Incident Number: DP16-132768 / I163072648

Defendant Name: Willie Hemphill

Location of Incident: 500 N. Meridian Street

Arresting Officer / ID: John M. Walters / W8300

Agency: Indianapolis Metropolitan Police Department

On Wednesday, November 2, 2016 at 7:38 PM, I, Officer John Walters and Sergeant Mark Gregory were on bicycle patrol in our full police uniforms and fully marked police bicycles riding southbound through the Indiana War Memorial Plaza park located at 500 N. Meridian Street. I and Sqt. Gregory observed a large group of people seated at a picnic table. I and Sqt. Gregory observed most of the individuals to have cans of beer in their hands or sitting next to them on the table. At all 4 corners of the park are located signs stating alcoholic beverages are prohibited inside the park. As I approached the group to discuss the open containers of beer in plain view my attention was drawn to a black male, later identified as Willie Hemphill. Mr. Hemphill saw me approaching in full police uniform and quickly shoved an unknown object from his balled right hand into his front right pants pocket. Mr. Hemphill's sudden movement and surprise caused Mr. Hemphill to knock his beer can over sitting next to him on the picnic table bench. This park is also known for narcotics use and sales. Mr. Hemphill's furtive movement was indicative of someone trying to conceal items from police view, and in my training and experience, pockets are often places to conceal weapons and contraband. I immediately approached Mr. Hemphill and directed Mr. Hemphill to stand up. I performed a patdown of Mr. Hemphill's outer clothing, in particular his front right pants pocket. I could plainly feel a baggie containing multiple similarly sized and packaged baggies with lumps of dry vegetation inside, known according to my training and experience, as suspected marijuana. I recovered the baggie from Mr. Hemphill's right front pants pocket and observed a clear plastic baggie containing 16 small clear plastic baggies of green leafy vegetation suspected to be marijuana. Each baggie was similarly sized and knotted at one end. I recovered the suspected marijuana, placed it in a heat-seal evidence bag, and secured it on my police bicycle inside the patrol bag. I placed Mr. Hemphill in handcuffs, at this time. I also found \$123 in cash on Mr. Hemphill's person. I found \$80 in cash (4-\$20) in Mr. Hemphill's wallet located in his right rear pants pocket and \$43 in cash (1-\$20, 2-\$5, 13-\$1) in Mr. Hemphill's front left pants pocket. The cash was in small denominations and the cash located in Mr. Hemphill's front left pants pocket was random and disorganized indicative of quick hand-to-hand narcotics transactions. The amount, packaging, and small denomination cash are indicative of a person engaged in narcotics sales. Mr. Hemphill has a prior conviction for Possession of Marijuana under cause #49G20-1504-F4-014470 with a conviction date of 07/01/2015. I placed Mr. Hemphill under arrest for Dealing in Marijuana-L6 and Possession of Marijuana-MA.

At the same time of my approach and observation of Mr. Hemphill, Sgt. Gregory approached the same group in his full police uniform on his fully marked police bicycle. Sgt. Gregory observed a black female, later identified as Rochelle Carter, bend over and reach towards her left leg and foot area concealing an unknown item on the ground. Sgt. Gregory stopped his bicycle in a manner to 11/3/2016 Online RMS :: Narrative

allow Sgt. Gregory to plainly see a beer can next to Ms. Carter's left foot. Sgt. Gregory routinely issues citations for Alcoholic Beverages in a Park under Indianapolis Ordinance 0-0-631-109 OI. Sgt. Gregory asked Ms. Carter for her identification. Ms. Carter grabbed her purse from the picnic table in front of her. As Ms. Carter was opening her purse, Sqt. Gregory used his flashlight to illuminate the contents of Ms. Carter's purse. Sgt. Gregory observed in plain view a clear plastic baggie next to Ms. Carter's Indiana ID card containing a green leafy vegetation known, according to his training and experience, as suspected marijuana. At this time, Sgt. Gregory placed Ms. Carter in handcuffs. During a further search of Ms. Carter's purse Sgt. Gregory found a metal "grinder" used to take raw marijuana buds and grind it into loose small leaves. The grinder is used to facilitate breaking up the raw marijuana for easier use in pipes or to roll in marijuana cigarettes (joints) and/or marijuana cigars (blunts). The grinder would be used to facilitate the smoking or ingestion of the marijuana into a person's body, Sgt. Gregory recovered the suspected marijuana and marijuana grinder from Ms. Carter's purse and gave the items to me. I placed the suspected marijuana and marijuana grinder in another heat-seal evidence bag and secured it in the patrol bag of my police bicycle. Ms. Carter has a prior conviction for Possession of Marijuana under cause #49F19-1006-CM-046062 with a conviction date of 07/07/2010. I placed Ms. Carter under arrest for Possession of Marijuana-MA and Possession of Paraphernalia-MC.

When Sgt. Gregory recovered the suspected marijuana and marijuana grinder from Ms. Carter's purse Ms. Carter spontaneously uttered 'Those aren't mine." At this time, a black male seated next to Ms. Carter, later identified as James Morgan, spontaneous stated without prompting from officers "Those are mine." Mr. Morgan was referring to the small baggie of suspected marijuana and marijuana grinder. Mr. Morgan implied the items were owned by Mr. Morgan and were in Mr. Morgan's possession prior to Mr. Morgan giving the items to Ms. Carter. Sgt. Gregory directed Mr. Morgan to stand up. Mr. Morgan complied and was placed in handcuffs and under arrest. During a search incident to arrest, Sgt. Gregory recovered a clear plastic baggie from Mr. Morgan's front right pants pocket containing 9 small similarly sized and knotted at one end baggies containing a green leafy vegetation known, according to his training and experience, as suspected marijuana. The baggie also contained a cellophane sleeve from a pack of cigarettes containing loose suspected marijuana and 2 partially smoked marijuana cigarettes (joints). Sgt. Gregory recovered the baggie of suspected marijuana and handed it to me. I placed the baggie containing the suspected marijuana items in an additional heat-seal evidence bag and secured it in the patrol bag of my police bicycle. Sqt. Gregory found \$10 in cash (2-\$5) from Mr. Morgan's front right pants pockets, which contained the suspected marijuana, as well. Sgt. Gregory found an additional \$7 in cash (1-\$5, 2-\$1) in Mr. Morgan's wallet recovered from his right rear pants pocket. The quantity, packaging and small denominations in cash is also indicative of narcotics sales. I placed Mr. Morgan under arrest for Dealing in Marijuana-MA, Possession of Marijuana-MB, and Possession of Paraphernalia-MC.

Mr. Morgan had 2 backpacks, which he requested be released to his friend, Robert Campbell. Ms. Carter requested her purse be released to Mr. Campbell, as well. The backpacks and purse were released to Mr. Campbell and Mr. Campbell left the scene without further incident. Deputy Williams, Wagon 57, responded to the scene and transported Mr. Hemphill, Mr. Morgan, and Ms. Carter to the APC.

I transported the suspected marijuana and marijuana grinder to the IMPD property room to be logged as evidence. The suspected marijuana recovered from Mr. Hemphill weighed approximately 29.76 grams. The suspected marijuana recovered from Mr. Morgan weighed approximately 14.10 grams. The suspected marijuana recovered from Ms. Carter weighed approximately 1.04 grams. I sealed each of the 3 heat-seal evidence bags and secured them in the IMPD narcotics drop box. All events occurred in Indianapolis, Marion County, State of Indiana.

I swear (affirm), under penalty of perjury as specified by IC 35-44-2-1, that the foregoing representations are true.

/s/	John	М.	Walters	

Online RMS :: Narrative

Law Enforcement Officer

https://webportal.inpcms.org/files/crossmatch-report.php?offender_id=&l...

Thursday, November 03, 2016

Indiana Criminal Crossmatch

WARNING!!! THIS INFORMATION IS ONLY FOR OFFICIAL DUTIES OF THE PROSECUTOR'S OFFICE. THE INDIANA PROSECUTING ATTORNEYS COUNCIL AND BCFORWARD, DO NOT CERTIFY THE ACCURACY OF THIS INFORMATION. THE COMPLETENESS AND ACCURACY OF THIS INFORMATION IS DEPENDENT UPON THE INFORMATION ENTERED BY THE ORIGINATING PROSECUTOR'S OFFICE. VERIFICATION OF THE INFORMATION SHOULD BE SOUGHT FROM THE ORIGINATING COUNTY.

Possible Match in Grant County

<u>Juris</u>	<u>Offender</u>	<u>Name</u>				Address			Social Security #	Date of Birth
27	11661	Willie	J. He	mphill*	•		Gray Streo		XXX-XX-XXXX	09/10/1971*
		Race	Sex	Hair	Eyes	Height	Weight	License State/#	State ID	FBI
		В	M	BLK	BRO	510	165	IN/0880-73-9019**	1390651**	835911PA0**

27D03-1510-CM-000237 Filed Date: 10/05/2015

OACN/Police Report #: 2015-31971

Count: 1 - Operating a Vehicle While Intoxicated Disposition: Guilty

C - Misdemeanor Offense Date: 10/04/2015

9-30-5-2(a) Change of Plea and Sentencing:

07/22/2016

Sentencing History

Change of Plea and Sentencing: 07/22/2016

Jail: 6 Days

Jail Credit: 3 Days

Executed: 6 Days

Count: 2 - Speeding

C - Infraction

9-21-5-2(a)

Penalty: 9-21-5-2(b)

Disposition: Dismissed

Offense Date: 10/04/2015

Dismissed per NPA: 07/22/2016

Count: 3 - Failure to Signal for Turn or Lane Change

C - Infraction

9-21-8-25

Penalty: 9-21-8-49

Disposition: Dismissed

Offense Date: 10/04/2015

Dismissed per NPA: 07/22/2016

27D02-0909-FD-108 Filed Date: 09/02/2009

OACN/Police Report #: 2009-28215

Count: 1 - Theft Disposition: Guilty

D - Felony Offense Date: 08/28/2009

https://webportal.inpcms.org/files/crossmatch-report.php?offender_id=&1...

35-43-4-2(a) Change of Plea: 10/14/2009

Sentenced: 10/14/2009

Sentencing History

Sentenced: 10/14/2009

Jail Credit: 48 Days Prison: 18 Months

Work Release: 18 Months

Count: 2 - Possession of Marijuana

A - Misdemeanor 35-48-4-11(1) Disposition: Dismissed Offense Date: 08/28/2009 Dismissed: 10/14/2009

27D02-0811-CM-179 Filed Date: 08/21/2008

OACN/Police Report #: SCI 2708-0133

Count: 1 - Resisting Law Enforcement

A - Misdemeanor 35-44-3-3(a)(1)

Disposition: Guilty

Offense Date: 08/20/2008 Change of Plea: 12/15/2008 Sentenced: 12/15/2008

Sentencing History

Sentenced: 12/15/2008

Jail Credit: 210 Days Prison: 210 Days

Count: 2 - Possession of Marijuana

A - Misdemeanor 35-48-4-11(2) Disposition: Dismissed Offense Date: 08/20/2008 Dismissed: 12/15/2008

27D02-0712-FD-193 Filed Date: 12/10/2007

OACN/Police Report #: 2007-42882

Count: 1 - Residential Entry

D - Felony 35-43-2-1.5 Disposition: Dismissed Offense Date: 12/09/2007

Dismissed: 03/17/2008

Count: 2 - Battery Resulting in Bodily Injury Dis

A - Misdemeanor 35-42-2-1(a)(1)(A) Disposition: Guilty Offense Date: 12/09/2007 Amended Information Filed:

02/17/2008

https://webportal.inpcms.org/files/crossmatch-report.php?offender_id=&l...

Change of Plea: 03/17/2008 Sentenced: 03/17/2008

Sentencing History

Sentenced: 03/17/2008

Jail: 180 Days Jail Credit: 9 Days

Count: 3 - Battery Resulting in Bodily Injury

A - Misdemeanor 35-42-2-1(a)(1)(A)

Disposition: Guilty
Offense Date: 12/09/2007
Amended Information Filed:

03/17/2008

Sentenced: 03/17/2008 Change of Plea: 03/27/2008

Sentencing History

Change of Plea: 03/27/2008

Jail: 180 Days Jail Credit: 9 Days

Count: 4 - Criminal Mischief

B - Misdemeanor 35-43-1-2(a)(1) Disposition: Dismissed Offense Date: 12/09/2007 Dismissed: 03/17/2008

27D02-0406-FB-69

OACN/Police Report #: 04-021876

Count: 1 - Criminal Confinement

B - Felony 35-42-3-3(a)(1)

Penalty: 35-42-3-3(b)(2)

Filed Date: 06/09/2004

Disposition: Dismissed Offense Date: 06/05/2004

Dismissed: 08/29/2005

Count: 2 - Battery Resulting in Serious Bodily Injury

C - Felony 35-42-2-1(a)(3) Disposition: Guilty

Offense Date: 06/05/2004 Change of Plea: 08/29/2005 Sentenced: 08/29/2005

Sentencing History

Sentenced: 08/29/2005

Jail: 6 Years

Jail Credit: 427 Days

Prison: 4 Years

https://webportal.inpcms.org/files/crossmatch-report.php?offender_id=&l...

Disposition: Dismissed

Suspended: 2 Years Probation: 2 Years Disposition: Dismissed Count: 3 - Intimidation Offense Date: 06/05/2004 C - Felony Dismissed: 08/29/2005 35-45-2-1(a)(2)Penalty: 35-45-2-1(b)(2)(A) Disposition: Dismissed Count: 4 - Intimidation Offense Date: 06/05/2004 C - Felony Dismissed: 08/29/2005

35-45-2-1(a)(2) Penalty: 35-45-2-1(b)(2)(A)

Disposition: Dismissed Count: 5 - Interference with the Reporting of a Crime Offense Date: 06/05/2004 A - Misdemeanor

Dismissed: 08/29/2005 35-45-2-5(1)

Possible Match in Hamilton County

35-48-4-10(a)(1)

Juris 29	Offender 90548	<u>Name</u> Willie	illie James Hemphill*				ney Street oolis, IN 46	5218	Social Security # XXX-XX-XXXX	<u>Date of Birth</u> 09/10/1971*
		Race	Sex	Hair	Eyes	Height	Weight	License State/#	State ID	FBI
		В	M	BLK	BRO	510	185	IN/0880-73-9019**	01390651**	

Count: 1 - Possession of Marijuana Offense Date: 05/25/2014 D - Felony Dismissed: 01/09/2015 35-48-4-11(1)

Disposition: Dismissed Count: 2 - Dealing in Marijuana Offense Date: 05/25/2014 D - Felony Dismissed: 01/09/2015

Penalty: 35-48-4-10(b)(1)(B)

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Count: 3 - Carrying a Handgun Without a License

A - Misdemeanor

35-47-2-1

Penalty: 35-47-2-23(c)

Disposition: Dismissed Offense Date: 05/25/2014

Dismissed: 01/09/2015

Count: 4 - Operating a Vehicle While Intoxicated Endangering

a Person

A - Misdemeanor

9-30-5-2(a)

Penalty: 9-30-5-2(b)

Disposition: Dismissed Offense Date: 05/25/2014 Dismissed: 01/09/2015

Count: 5 - Operating a Vehicle With an ACE of .08 or More

C - Misdemeanor

9-30-5-1(a)

Disposition: Dismissed Offense Date: 05/25/2014 Dismissed: 01/09/2015

Possible Match in Marion County

<u>Juris</u>	Offender	Name				Address			Social Security #	Date of Birth
49	371680	WILL	IE HE	MPHIL	L*		Washington		XXX-XX-XXXX	09/10/1971*
						indianap	olis, IN 46	0201		
		Race	Sex	Hair	Eyes	Height	Weight	License State/#	State ID	FBI
		В	M	BLK	BRO	510	190	IN/0880-73-9019**	1390651**	

49G21-1510-F4-038191 Filed Date: 10/27/2015

OACN/Police Report #: DP150123628

Count: 1 - Unlawful Possession of a Firearm by a Serious

Violent Felon

4 - Felony

35-47-4-5(c)

Disposition: Dismissed Offense Date: 10/24/2015

Dismissed: 03/08/2016

Disposition: Guilty Count: 2 - Resisting Law Enforcement

6 - Felony

35-44.1-3-1(a)(3)

Penalty: 35-44.1-3-1(b)(1)(A)

Offense Date: 10/24/2015 Change of Plea: 03/08/2016

5 of 7 11/03/2016 2:22 AM

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Count: 3 - Resisting Law Enforcement

A - Misdemeanor 35-44.1-3-1(a)(1) Disposition: Guilty

Offense Date: 10/24/2015 Change of Plea: 03/08/2016

Count: 4 - Carrying a Handgun Without a License

5 - Felony 35-47-2-1

Penalty: 35-47-2-1(e)(1)

Disposition: Guilty

Offense Date: 10/24/2015

Initial Hearing - Plead Guilty and

Sentencing: 03/08/2016

Sentencing History

Initial Hearing - Plead Guilty and Sentencing: 03/08/2016

Prison: 1 Years

49G20-1504-F4-014470

OACN/Police Report #: DP150042918

Count: 1 - Unlawful Possession of a Firearm by a Serious

Violent Felon 4 - Felony 35-47-4-5(c) Filed Date: 04/27/2015

Disposition: Dismissed Offense Date: 04/22/2015 Dismissed: 07/01/2015

Count: 2 - Possession of Marijuana

B - Misdemeanor 35-48-4-11(a)(1) Disposition: Guilty

Offense Date: 04/22/2015 Change of Plea: 07/01/2015

49F09-1307-FD-044328

OACN/Police Report #: IP13087453

Count: 1 - Intimidation

D - Felony 35-45-2-1(a)(1)

Penalty: 35-45-2-1(b)(1)(A)

Filed Date: 07/08/2013

Disposition: Dismissed Offense Date: 09/11/2013

Count: 2 - Criminal Trespass

A - Misdemeanor 35-43-2-2(a)(1)

Disposition: Guilty

Offense Date: 09/11/2013 Change of Plea: 09/24/2013

Sentencing History

Change of Plea: 09/24/2013

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Jail: 365 Days
Jail Credit: 27 Days
Suspended: 311 Days
Executed: 54 Days

End of Report

7 of 7 11/03/2016 2:22 AM

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Thursday, November 03, 2016

Marion County Criminal Crossmatch

WARNING!!! THIS INFORMATION IS ONLY FOR OFFICIAL DUTIES OF THE PROSECUTOR'S OFFICE. THE INDIANA PROSECUTING ATTORNEYS COUNCIL AND BCFORWARD, DO NOT CERTIFY THE ACCURACY OF THIS INFORMATION. THE COMPLETENESS AND ACCURACY OF THIS INFORMATION IS DEPENDENT UPON THE INFORMATION ENTERED BY THE ORIGINATING PROSECUTOR'S OFFICE. VERIFICATION OF THE INFORMATION SHOULD BE SOUGHT FROM THE ORIGINATING COUNTY.

Gallery Number Match in Marion County

<u>Juris</u>	<u>Offender</u>	<u>Name</u>				Address			Social Security #	Date of Birth
49	371680	WILL	WILLIE HEMPHILL			1033 E Washington Indianapolis, IN 46201			XXX-XX-XXXX	09/10/1971
Galler	y Number	Race	Sex	Hair	Eyes	Height	Weight	License State/#	State ID	FBI
00000	0683723*	В	M	BLK	BRO	510	190	IN/0880-73-9019**	1390651**	

illery Number	Race	Sex	<u>Hair</u>	Eyes	Height	Weight	License State/#	State ID	FBI
0000683723*	В	M	BLK	BRO	510	190	IN/0880-73-9019**	1390651**	
49G21-151	0-F4-0	3819	1					Filed Date: 10/27/2015	
	Unlaw, Violeni 4 - Fel 35-47-	t Feld ony	on	ion of	a Firec	ırm by a	Serious	Disposition: Dismissed Offense Date: 10/24/201	5
-	Resisti 6 - Fel 35-44. Penalt	ony 1-3-1	l (a)(3)					Disposition: Guilty Offense Date: 10/24/201 Change of Plea: 03/08/20	
	Resisti A - Mis 35-44.	sdem	eanor		nent			Disposition: Guilty Offense Date: 10/24/201 Change of Plea: 03/08/20	-
	Carryi 5 - Fel 35-47- Penalt	ony 2-1				License	?	Disposition: Guilty Offense Date: 10/24/201 Initial Hearing - Plead G Sentencing: 03/08/2016	
	Initia	 1 Hea	aring -	Plead			ng History htencing: 03/08/2	2016 Prison: 1 Years	

49G20-1504-F4-014470 Filed Date: 04/27/2015

Count: 1 - Unlawful Possession of a Firearm by a Serious
Violent Felon

Disposition: Dismissed
Offense Date: 04/22/2015

1 of 2 11/03/2016 2:22 AM

https://webportal.inpcms.org/files/crossmatch-report-marion.php?gallery...

4 - Felony

35-47-4-5(c)

Count: 2 - Possession of Marijuana

B - Misdemeanor

35-48-4-11(a)(1)

Disposition: Guilty

Offense Date: 04/22/2015

Change of Plea: 07/01/2015

49F09-1307-FD-044328

Count: 1 - Intimidation

D - Felony

35-45-2-1(a)(1)

Penalty: 35-45-2-1(b)(1)(A)

Filed Date: 07/08/2013

Disposition: Dismissed

Offense Date: 09/11/2013

Count: 2 - Criminal Trespass

A - Misdemeanor

35-43-2-2(a)(1)

Disposition: Guilty

Offense Date: 09/11/2013

Change of Plea: 09/24/2013

Sentencing History

Change of Plea: 09/24/2013

Jail: 365 Days

Jail Credit: 27 Days

Suspended: 311 Days Executed: 54 Days

End of Report

2 of 2 11/03/2016 2:22 AM

STATE OF INDIANA)) SS:	MARION SUPERIOR COURT, CRIMINAL DIVISION G11
COUNTY OF MARION)	
STATE OF INDIANA)	
. V.)	CAUSE NO. 49G14-1611-F6-043092
Willie Hemphill)	INITIAL HEARING RIGHTS

YOUR RIGHTS AS A DEFENDANT:

- 1. The Judge will inform you of the nature of the charge(s) against you and answer any questions you have about the following rights. You may have a copy of any charge(s) filed against you.
- 2. You have the right to retain counsel. If you intend to do so, you must do it within ten (10) days after this Initial Hearing if the charge(s) against you is a misdemeanor or within twenty (20) days after this Initial Hearing if the charge(s) is a felony, because there are deadlines for filing motions and raising defenses. If those deadlines are missed, the legal issues and defenses that could have been raised will be waived by you.
- 3. You have a right to have counsel at no expense to you if you are indigent. You must tell the Judge now if you cannot afford to hire an attorney.
- 4. You have the right to a speedy trial.
- 5. You have the right to a trial by jury. If you are charged with a misdemeanor and you wish to have a trial by jury, you must make a request for a jury trial at least ten (10) days prior to your trial setting. If you do not request a jury trial at least ten (10) days prior to your trial setting, you waive your right to a trial by jury. If you want a jury trial, you must make a timely request even if you do not have an attorney.
- 6. You have the privilege against self-incrimination.
- 7. You have a right to bail. Any conditions of bail will be explained to you.
- 8. A preliminary plea of NOT GUILTY is being entered for you. This preliminary plea will become a formal plea of NOT GUILTY ten (10) days after this initial hearing, if the charge(s) is a misdemeanor or twenty (20) days after this initial hearing, if the charge is a felony, unless you choose to enter a different plea.

Mula a Eldudge

Courtroom Minutes – APC Hearing Minute Sheet

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723

Hearing:

RESULT	
☐Commenced & Concluded ☐Continued ☐Vacated	
PARTIES PRESENT	
State by Deputy Prosecutor	
□ Defendant in Person □ by counsel / □	
RESOURCES	;
Hearing Judge: □ Jose D Salinas / □COM / ZIMAG / □TJ / □PT / □SR	yee
Court Reporter:	,
<u>HEARINGS</u>	
□ Initial Hearing (HIH) □ Pretrial Conference (HPTC) □ Compliance (HCPL)	□ Other (H)
□ Probation (HVOP) □ Community Corrections (HV) □ Bench Trial (HBT)	□Civil (H)
Court: Date: 11-7-16 Time: 1:00m Interpreter: 1 Yes	Language Needed:
INTERIM CONDITIONS	
☐ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions	·
EVENTS/ORDERS	
□ Defendant Not Available (ADM) □ File Not Available (ADM)	
Motion for Early Trial (MET) Domnibus Date (OMN) 12-18-16	□ Notice of Intent to Not Prosecute (NINP)
□ Interpreter Used (QCSINT) □ State Reports No Charges Filed (ADMNOT)	☐ Case Dismissed (CD)
☐ Motion to Continue (MTC) ☐ 72 Hour Continuance Granted (OGMTC)	☐ 72 Hour Continuance Denied (ODMTC)
Probable Cause Found (ARJPCF)	Advisement of Rights Conducted (ARC)
□ Defendant Not Indigent (ADM) □ Indigent Counsel Appointed (QCSIC)	□PD Fee-Ordered in the amount of
No Contact Order Granted (OGMNCO)	□ No Contact Order Issued (ARJNCO) see registry
☐ Stay Away Order Granted (OG) ☐ Stay Away Order Denied (OD)	□Stay Away Order Issued (ORD)
□OVWI: Failed with Immediate Suspension (BMVPCFSUSP) □ OVWI: Refuse	d with Immediate Suspension (BMVPCRSUSP)
☐Court Sets Bond (ARJBOND) ☐ 10% ☐ Cash Bond of and/or ☐ Surety	Bond of
□Order to Release from Custody (ORC) □ Defendant WILLIE HEMPHILL / □	as to this case only.
Defendant to be Held in Custody (DHC) As to this case. No Bond.	
Order to Release from Custody to be Held for Other Agency (ORCOA). Direct +	O MCCC
Upon Satisfaction of Bond, Defendant Held for Other Agency (SBDOA)	
☐ Defendant to be Held in Custody (DHC) ☐ Probation ☐ Community Corrections ☐ Parole	□ 7 Day Hold □15 Day Hold
ADDITIONAL ORDERS (ORD)	
ADDITIONAL MINUTES (HJE)	1
>	Th Th
4	(X//X)

Version: 2014-1.0 Date: 06/2/2014

Courtroom Minutes - Criminal Pre-Trial/Guilty Plea

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 11/07/2016 1:00 PM

RESOURCES
Hearing Judge: ☐ Jose D Salinar COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR
Court Reporter:
RESULTS
Commenced & Concluded Continued Vacated
State by Deputy Prosecutor / USCHEN
✓ Defendant in Person □ by counsel / □
WARRANTS
[ADMFTA] Failure to Appear Defendant WILLIE HEMPHILL /
□ Bench Warrant issued □ Hold without bail or Bond / □ 10% □ Cash Bond of and/or □ Surety Bond of
Bench Warrant Recalled
WARRANT SURRENDERS [OTCOB] Order to terminate Notice to Produce on Cash Bond [OTSOP] Order to terminate Notice to Rroduce on Surety Bond
[OTCOB] Order to terminate Notice to Produce on Cash Bond
OTSOP] Order to terminate Notice to Rroduce on Surety Bond
OSR] Order to release surety
OCOS] Surety is continued
OLS] Late Surrender Fees Owed
OFBO] Order to Forfeit Bond
HEARINGS HS2 12-540 PM
Future Hearing Type: Date: Time:
Interpreter: Yes Language Needed: Hearing(s) Vacated
Interpreter: Yes Language Needed: Hearing(s) Vacated Hearing(s) Vacated Interim Conditions Set/Modified See Order of Interim Pre-Trial Release Conditions
Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
EVENTS/ORDERS
□ [RP] Report to Probation. □ [RCC] Report to Community Corrections.
NINP] Notice of Intent to Not Prosecute
☐ [ARC] Advisement of Rights Conducted ☐ [QCSIC] Indigent Counsel Appointed at County Expense
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested
□ [QCSDT] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court
RWJ] Request to Waive Jury [AJAJTD] Jury Trial Demand filed [ADMBRE] Bail Review Entry
[ARJBOND] Court Sets Bond. Cash Bond of and/or Surety Bond of
[RDHC] Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
□[DHC] Defendant to be Held in Custody. □ Probation □ Community Corrections □ Parole □ 7 Day Hold □ 15 Day Hold
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed.
□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
☐ [MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. ☐ [OGMPPA] Granted. ☐ [ODMPPA] Denied.

Version: 2014-1.1 Date: 06/02/2014

☐[MET] S / D Motion for Early Trial Filed ☐[OGMET] Granted ☐[ODMET] Denied
□[MTD] S / D Motion To Dismiss. Count(s) □[OGMTD] Granted □[ODMTD] Denied
□[MLA]\$ / D Motion for Leave to Amend. Charge(s). □[OGMLA] Granted □[ODMLA] Denied
□[MT] S / D Motion to Terminate □ [OGMT] Granted. □[ODMT] Denied.
□[MARB] S / D Motion for Alteration/Revocation of Bail Bond Filed □ [OGMARB] Granted. □[ODMARB] Denied.
□[MCRH] S / D Motion for Compliance/ Hearing Review Filed . □ [OGMCRH] Granted. □[ODMCRH] Denied.
□[JAD] Taken Under Advisement
□[ORCOA] Order to Release from Custody to be Held for Other Agency. □ Community Corrections / □
□[SBDOA] Upon Satisfaction of Bond, Defendant Held for Other Agency. □ Community Corrections / □
□[ORC] Defendant WILLIE HEMPHILL released as to this case only
□[ARJTRNO] Transport Order Entered
[ADMCON] Contempt.
□ [ADM] Defendant Removed from Interim Pre-trial Release Conditions.
□[BMVSUSP] Court Requests Suspension of Driver. □[BMVSUSPOWI] Court Requests Suspension of Driver for OWI.
□ Driver's License Suspension. PC Suspension Date: BAC Refused: Y / N. BAC Result: Drugs Involved: Y / N.
□ [BMVPCFSUSP] Failed with Immediate Suspension. □ [BMVPCRSUSP] Refused with Immediate Suspension.
□ [BMVPCFSBMV] Failed with Suspend Upon Notice from BMV. □ [BMVPCRSBMV] Refused with Suspend Upon Notice from BMV.
□ [BMVPCFINT] Failed with Court Ordered Ignition Interlock. □ [BMVPCRINT] Refused with Court Ordered Ignition Interlock.
□ [BMVSR16DEF] Delete a Probable Cause Failure. □ [BMVSR16DER] Delete a Probable Cause Refusal.
☐ [BMVTERM] Order to Terminate Refusal of Probable Cause Sent to BMV.
☐[BMVSR16PRO] Probationary Driving Privileges Data Sent to BMV.
JUDGMENT
Count 1 ☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed ☐
Count 2 Finding of Guilty Finding of Not Guilty Dismissed
SENTENCE
□[INCON] CONFINEMENT
Sentence Type: Sentence Type: Sentenced Remanded Reversed & Remanded Actual Days Confined Prior to Sentencing:
Sentence Type. Esentenced Exeminated Exeversed & Remanded Actual Days commed Prior to Sentencing.
Count 1 ☐ TermYearsDays Type: ☐ Jail ☐ Concurrent ☐ SuspendedYearsDays ☐ DOC ☐ Consecutive
☐ Life ☐ Community Corrections With Count/Case:
Death
Count 2 Term Years Days Type: Jail Concurrent
☐ SuspendedYearsDays ☐ DOC ☐ Consecutive
☐ Life ☐ Community Corrections with Count/Case: ☐ Death
Comment:
□[FEE] FEES
□ Add Standard Fees □ Add Custom Fees
[ACOND] CONDITIONS
□ [ACRF] Abstract: Credit Restricted Felon. □ [ADOC] Abstract: Currently Serving a Sentence Under DOC Custody.
□ [AMHC] Abstract: Mental Health Concerns. □ [API] Abstract: Purposeful Incarceration.
□ [AMAX] Abstract: Recommended Degree of Security – Maximum. □ [AMED] Abstract: Recommended Degree of Security – Medium.
Varcing 2014 1 1

Date: 06/02/2014

Filed: 12/6/2016 2:39:03 PM Myla A. Eldridge Clerk Marion County, Indiana

MARION COUNTY PUBLIC DEFENDER AGENCY

151 North Delaware, Suite 200 Indianapolis, IN 46204-3320 Phone (317) 327-4100 Fax (317) 327-3754 TDD FOR HEARING IMPAIRED (317) 327-5186

CRIMINAL DEFENSE APPEARANCE FORM

Cause Number: 49G14-1611-F6-043092

Name of Defendant: WILLIE HEMPHILL

1. Defense Attorney Information (as applicable for service):

Ryan O'connell

Atty No: 31446-49

151 N. Delaware St., Suite 200 Indianapolis, IN 46204 USA

Fax: (317) 327-3754

Email: ryan.o'connell@indy.gov Business Phone: (317) 327-4100

2. Defendant WILL NOT accept service by FAX

Note: If separate attorneys represent separate defendants or separate sets of defendants, use an appearance form for each separately represented defendant or set of defendants.

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time of a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

Indianapolis-Marion County Forensic Services Agency 40 S. Alabama Street Indianapolis, IN 46204 (317)327-3670 FAX (317)327-3607

Filed: 12/8/2016 3:25:15 PM Myla A. Eldridge Clerk Marion County, Indiana

Laboratory Examination Report

LAB16-07523

Page 1 of 2

DATE: 11/04/2016 Agency Case #: DP16132768

TO: Indianapolis Metropolitan Police Department

FROM: Dustin Crawford, Forensic Scientist

EXAMINATION REQUESTED: Drug Chemistry

MATERIAL SUBMITTED:

Item 001

One heat sealed plastic bag marked (DP16-132768), containing:

Item 001.001

one knotted plastic bag containing vegetation

Item 001.002

fourteen knotted plastic bag corners and one twisted plastic bag, each containing vegetation

Item 002

One heat sealed plastic bag marked (DP16-132768), containing:

Item 002.001

one knotted plastic bag corner containing vegetation

Item 003

One heat sealed plastic bag marked (DP16-132768), containing:

Item 003.001

one plastic bag containing nine knotted plastic bag corners containing vegetation

Item 003.002

one cellophane wrapper containing vegetation

RESULTS AND CONCLUSIONS:

Item 001.001

Marijuana: 7.05 gram(s)

Item 001.002

The fourteen knotted plastic bag corners and one twisted plastic bag had a total gross weight of 21.02 grams. The vegetation from one knotted plastic bag corner, weighing 1.03 grams, was tested and found to contain Marijuana.

Item 002.001

Marijuana: 0.86 gram(s)

Item 003.001

The nine knotted plastic bag corners had a total gross weight of 9.21 grams. The vegetation from one knotted plastic bag corner, weighing 0.75 gram, was tested and found to contain Marijuana.

Item 003.002

Marijuana: 2.60 gram(s)

Dustin Cranfael

Signature:

C5543

Dustin Crawford Forensic Scientist

Filed: 12/8/2016 3:25:15 PM Myla A. Eldridge IN THE MARION SUPERIOR CRIMINAL Clerk Marion County, Indiana

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COURT 14	CRIMINAL Marion County, I
COUNTY OF MARION	,		
STATE OF INDIANA)		
V.)		
)		
WILLIE HEMPHILL)	CAUSE NO. 49G14-1611-F6-	043092
<u>s</u>	TATE'S NOTICE	OF DISCOVERY COMPLIANCE	
 HTV Packet Certified CAD Reg Lab Analysis Res BAC Datamaster/I Certified Search W Criminal History: N Photo Array, Restitution Information Check Point Packet Advisement and W Photographs are a IMPD photo applice 	nvictions and OAF Record / Certified Nort / Certified 911 sults / Add MCCL IntoxEC/IR II Test Varrant, p NCIC/Juvenile/Cro page(s) ation, page(s) Vaiver of Rights for available to the Macation Digital Trace	Rs (Cause #:) Vehicle Registration I Call (can be copied if given blank CD-R) chemist as witness: _C5543 Results, page(s) age(s) pssmatch of,	ough the
the photographs m supplying CD-Rs/	nay be viewed by DVDs to the assig	pense and in keeping with this office's oper contacting the assigned Deputy Prosecutor gned Deputy Prosecutor to be burned.	r; or (2) by
		sel [] Can be burned if given blank CD-R	
Store Shoplifting DStatement of	Jocuments,	pages	
• Other:			

Dalota Selu

DAKOTA SCHEU, 32467-53 Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that a complete and accurate copy of the foregoing was served upon Defendant's counsel via the Public Defender Agency's mailbox; by U.S. Mail, postage prepaid and properly addressed to the attorney of record; or by electronic service pursuant to Indiana Rules of Trial Procedure Rule 86, this date of filing.

DAKOTA SCHEU, 32467-53

Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-8537 Marion Superior Court, Criminal Division 14 200 E. Washington St. T-441 Indianapolis Indiana 46204 FIRST-CLASS MAIL PRESORTED U.S. POSTAGE PAID SOUTH BEND, IN PERMIT NO. 498

RETURN TO SENDER

State of Indiana v. WILLIE HEMPHILL

49G14-1611-F6-043092

See other side of card for events related to this case.

DEC 122016

WILLIE HEMPHILL 1033 E WASHINGTON ST

RETURN TO SENDER

UNABLE TO FORWARD

ANK

8C: 46204330799 *0712-08595-07-44

Maria Maria

Events for Case Number 49G14-1611-F6-043092

File Stamped/

Entry Date Order Signed Event and Comments

2016-12-05 Hearing Scheduling Activity

Pretrial Conference scheduled for 01/09/2017 at 1:00 PM.

Filed: 12/21/2016 3:30:40 PM Myla A. Eldridge RION SUPERIOR CRIMINAL Clerk Marion County, Indiana

STATE OF INDIANA))SS:	IN THE MARION SUPERIOR CRIMINAL Marion County,
COUNTY OF MARION)	
STATE OF INDIANA)	
V.)	
WILLIE HEMPHILL)	CAUSE NO. 49G14-1611-F6-043092

STATE'S NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana hereby notifies the Court that it has complied with the rules of discovery in this cause as follows:

- A. All items of physical evidence referred to in the materials listed below may be used as exhibits at trial and can be viewed by contacting the deputy prosecutor below, and any persons named in said materials may be called as witnesses at trial.
- B. The Marion County Prosecutor's Office has an "open file" policy. The defense attorney of record may review the prosecutor's file by appointment during the pendency of this case. This review will include all appropriate discovery, excluding work product.
- C. Copies of the following have been forwarded to defense counsel, or made available for review:
- Charging Information of Rochelle Carter, 1 page(s);
- Charging Information of Willie Hemphill, 2 page(s);
- Charging Information of James Morgan, 2 page(s);
- Probable Cause Affidavit, 3 page(s);
- Police/Incident Report, DP160132768, 14 page(s);
- Adult Criminal History of Rochelle Carter, 2 page(s);
- Adult Criminal History of Willie Hemphill, 2 page(s);
- Adult Criminal History of James Morgan, 7 page(s);
- Lab Report, 2 page(s);
- Division of Public Safety Report Communications Call Report, #63072648, 1 page(s);

/S/Dakota Scheu by PW

DAKOTA SCHEU 32467-53
Deputy Prosecuting Attorney

Dopaty 1 10000ating / taoiney

This is to certify that a copy of the State's New for the defendant ($$ Ryan O'Connell-PD) by	otice of Discovery has been served upon the attorney /:
— · ·	Defender's mailbox Iana Rules of Trial Procedure Rule 86 I States First Class mail on the same date of filing.
	/S/Dakota Scheu by PW
	DAKOTA SCHEU 32467-53 Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-8537

Filed: 1/5/2017 8:03:03 AM Myla A. Eldridge Clerk Marion County, Indiana

MARION COUNTY PUBLIC DEFENDER AGENCY

151 North Delaware, Suite 200 Indianapolis, IN 46204-3320 Phone (317) 327-4100 Fax (317) 327-3754 TDD FOR HEARING IMPAIRED (317) 327-5186

CONFLICT DEFENSE APPEARANCE FORM (CRIMINAL)

Cause Number: 49G14-1611-F6-043092

Name of Defendant: WILLIE HEMPHILL

1. Defense Attorney Information (as applicable for service):

Scott Wallace

Atty No: 25147-49

151 N Delaware ST STE 200

Indianapolis, IN 46204

Fax:

Email: scott@scottwallacelaw.com Business Phone: 317-600-7079 Alternate Phone: 317-327-4509

2. Defendant WILL NOT accept service by FAX

Note: If separate attorneys represent separate defendants or separate sets of defendants, use an appearance form for each separately represented defendant or set of defendants.

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time of a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

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Courtroom Minutes - Criminal Pre-Trial/Guilty Plea

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Status of Counsel Hearing 12/05/2016 1:00 PM

RESOURCES
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR
Court Reporter:
RESULTS
Commenced & Concluded
State by Deputy Prosecutor / 🗆
Defendant in Person by counsel /
WARRANTS
[ADMFTA] Failure to Appear. Defendant WILLIE HEMPHILL /
Bench Warrant issued \square Hold without bail or Bond / \square 10% \square Cash Bond of and/or \square Surety Bond of
Bench Warrant Recalled
WARRANT SURRENDERS
[OTCOB] Order to terminate Notice to Produce on Cash Bond
OTSOP] Order to terminate Notice to Produce on Surety Bond
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OCOS] Surety is continued
OLS] Late Surrender Fees Owed
□ [OFBO] Order to Forfeit Bond
HEARINGS Future Hearing Type: Date: Date: Time: Time: Date:
Future Hearing Type: Date: Time: Date:
Interpreter: Yes Language Needed: Hearing(s) Vacated
INTERIM CONDITIONS Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
□ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
EVENTS/ORDERS
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□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.
□[MET] S / D Motion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied



State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 01/09/2017 1:00 PM

RESOURCES
Hearing Judge: Jose D Salinas / COM / MAG / TJ / PT / SR
Court Reporter:
RESULTS
Commenced & Concluded
State by Deputy Prosecutor / 🗆 Schel
Defendant in Person Dby counsel Robert Scott Wallace / 🗆
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□[OCOS] Surety is continued
□[OLS] Late Surrender Fees Owed
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Future Hearing Type:
Interpreter: Yes Language Needed: Hearing(s) Vacated
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☐ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
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□[NINP] Notice of Intent to Not Prosecute
□ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested
□ [QCSDT] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court
□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bond of
□ [RDHC] Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
\square [DHC] Defendant to be Held in Custody. \square Probation \square Community Corrections \square Parole \square 7 Day Hold \square 15 Day Hold
\square [OPIR] Order for Presentence Investigation Report \square [ADMPIR] PSI Report Filed.
□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□ [MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □ [OGMPPA] Granted. □ [ODMPPA] Denied.

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 02/13/2017 9:00 AM

RESOURCES
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR
Court Reporter:
RESULTS
Commenced & Concluded Continued Vacated
State by Deputy Prosecutor 15 School
Defendant in Person □ by counsel Robert Scott Wallace / □
WARRANTS
□[ADMFTA] Failure to Appear. □ Defendant <i>WILLIE HEMPHILL</i> / □
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of
□ Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond □[OTSOP] Order to terminate Notice to Produce on Surety Bond □[OTSOP] Order to release system
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[OCOS] Surety is continued
□[OLS] Late Surrender Fees Owed
Order to Forfeit Bond
Future Hearing Type: Date: 3-2617 Time:
Interpreter: Yes Language Needed: Hearing(s) Vacated
INTERIM CONDITIONS
□ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
EVENTS/ORDERS
□[RP] Report to Probation. □[RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
□[ARC] Advisement of Rights Conducted □[QCSIC] Indigent Counsel Appointed at County Expense
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested
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□ [RDHC] Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
□[DHC] Defendant to be Held in Custody. □ Probation □ Community Corrections □ Parole □ 7 Day Hold □ 15 Day Hold
□ [OPIR] Order for Presentence Investigation Report □ [ADMPIR] PSI Report Filed.
□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] \$\frac{1}{2}\] D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.
□[MET] S / D Motion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied

Version: 2014-1.0 Date: 06/13/2014

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION, ROOM NO. 14
COUNTY OF MARION)	
	CAUSE NO. 49614-1611-F6-0430
STATE OF INDIANA	
Willie Hemphill)))
ORDER VACATING PRE	-TRIAL RELEASE CONDITIONS
Comes now the Court, and no Willie Hemphill	ow ORDERS that the Defendant,
Trial Release conditions.	e e
ALL SO ORDERED THIS day	of February, 2017.
	2-2
	JUDGE

Marion Superior Court

Criminal Division, Room No. 14

Copies to: Pre-Trial Release

State of Indiana v. **WILLIE HEMPHILL** Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 03/20/2017 9:00 AM

RESOURCES
Hearing Judge: Jose D Salinas / COM / MAG / TJ / PT / SR HULTA
Court Reporter: HR
RESULTS
Commenced & Concluded □ Continued □ Vacated
State by Deputy Prosecutor / S Chell
Defendant in Person Doy counsel Robert Scott Wallace / 🗆
<u>WARRANTS</u>
□[ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
□ Bench Warrant issued □ Hold without bail or Bond / □ 10% □ Cash Bond of and/or □ Surety Bond of
☐ Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[OCOS] Surety is continued
□ [OLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond
HEARINGS 1. COTTO
Future Hearing Type:
Interpreter: Yes Language Needed: 3/20/2017 Hearing(s) Vacated
INTERIM CONDITIONS
☐ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
EVENTS/ORDERS
\square [RP] Report to Probation. \square [RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
\square [ARC] Advisement of Rights Conducted \square [QCSIC] Indigent Counsel Appointed at County Expense
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested
\square [QCSDT] Order of Acceptance into Drug Court \square [QCSRE] Order of Acceptance into Re-Entry Court
□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry
□ [ARJBOND] Court Sets Bond. □ 10% □ Cash Bond of and/or □ Surety Bond of
□ [RDHC] Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
\square [DHC] Defendant to be Held in Custody. \square Probation \square Community Corrections \square Parole \square 7 Day Hold \square 15 Day Hold
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□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.

□[MET] S / D N	otion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied
□[MTD] S / D I	Notion To Dismiss. Count(s) [OGMTD] Granted [ODMTD] Denied
□[MLA]S/DN	Notion for Leave to Amend. Charge(s). [OGMLA] Granted [ODMLA] Denied
□[MT] S / D M	otion to Terminate [OGMT] Granted. [ODMT] Denied.
□[MARB]S/D	Motion for Alteration/Revocation of Bail Bond Filed □ [OGMARB] Granted. □[ODMARB] Denied.
□[MCRH] S / D	Motion for Compliance/ Hearing Review Filed . □ [OGMCRH] Granted. □[ODMCRH] Denied.
□[JAD] Taken U	Inder Advisement
□[ORCOA] Ord	er to Release from Custody to be Held for Other Agency. \Box Community Corrections / \Box
	n Satisfaction of Bond, Defendant Held for Other Agency. Community Corrections /
□[ORC] Defend	ant WILLIE HEMPHILL released as to this case only
□[ARJTRNO] T	ransport Order Entered
	ontempt
□[ADM] Defen	dant Removed from Interim Pre-trial Release Conditions.
□[BMVSUSP] (ourt Requests Suspension of Driver. [[BMVSUSPOWI] Court Requests Suspension of Driver for OWI.
□Driver's Licen	se Suspension. PC Suspension Date: BAC Refused: Y / N. BAC Result: Drugs Involved: Y / N.
	P] Failed with Immediate Suspension. [BMVPCRSUSP] Refused with Immediate Suspension.
□[BMVPCFSBN	IV] Failed with Suspend Upon Notice from BMV. [BMVPCRSBMV] Refused with Suspend Upon Notice from BMV.
□[BMVPCFINT	Failed with Court Ordered Ignition Interlock. [BMVPCRINT] Refused with Court Ordered Ignition Interlock.
	F] Delete a Probable Cause Failure. [BMVSR16DER] Delete a Probable Cause Refusal.
□[BMVTERM]	Order to Terminate Refusal of Probable Cause Sent to BMV.
	O] Probationary Driving Privileges Data Sent to BMV.
JUDGMENT	,
Count 1	☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed ☐
Count 2	☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed ☐
SENTENCE	
	FINEMENT
	☐Sentenced ☐Remanded ☐Reversed & Remanded Actual Days Confined Prior to Sentencing:
Count 1	☐ TermYearsDays Type: ☐ Jail ☐ Concurrent ☐ SuspendedYears Days ☐ DOC ☐ Consecutive
	☐ Life ☐ Community Corrections ☐ with Count/Case:
C	□ Death
Comment: Count 2	☐ TermYearsDays Type: ☐ Jail ☐ Concurrent
	☐ Suspended Pays ☐ DOC ☐ Consecutive
	☐ Life ☐ Community Corrections with Count/Case: ☐ Death
Comment:	
□[FEE] FEES	
☐Add Standard	Fees □Add Custom Fees
□[ACOND] CO	IDITIONS
□[ACRF] Abstra	ct: Credit Restricted Felon. [ADOC] Abstract: Currently Serving a Sentence Under DOC Custody.
	ract: Mental Health Concerns. [API] Abstract: Purposeful Incarceration.
□[AMAX] Abst	act: Recommended Degree of Security – Maximum. [AMED] Abstract: Recommended Degree of Security – Medium.
Version: 2014-1.1 Date: 06/02/2014	Courtroom Minutes – Criminal Hearing/Pre-Trial/Guilty Plea

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 04/17/2017 1:30 PM

RESOURCES
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR
Court Reporter:
RESULTS CONTRACTOR CON
Commenced & Concluded
State by Deputy Prosecutor / Scheu
Defendant in Person Day counsel Robert Scott Wallace / 🗆
WARRANTS
[ADMFTA] Failure to Appear. Defendant WILLIE HEMPHILL /
□Bench Warrant issued □Hold without bail or Bond / □10% □Cash Bond of and/or □Surety Bond of
Bench Warrant Recalled
WARRANT SURRENDERS
OTCOB] Order to terminate Notice to Produce on Cash Bond
OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[DCOS] Surety is continued
□[DLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond
HEARINGS COLOR
Future Hearing Type: Date: Date: Sign Am
Interpreter: Yes Language Needed: 4/17/2017 Hearing(s) Vacated
INTERIM CONDITIONS
□ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
<u>EVEN<mark>TS/ORDERS</mark></u>
□ [RP] Report to Probation. □ [RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
□ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested
□ [QCSDT] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court
□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bond of
Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
□[DHC] Defendant to be Held in Custody. □Probation □Community Corrections □Parole □7 Day Hold □15 Day Hold
□ [OPIR] Order for Presentence Investigation Report □ [ADMPIR] PSI Report Filed.
□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied

□[AMIM] Abstract: Recommended Degree of Security – Minimum.	
□[ANR] Abstract: Recommended Degree of Security – No Recommendation.	
□[ANA] Abstract: Recommended Degree of Security – Not Applicable.	
\square [AADP] Alcohol Abuse Deterrent Program. \square [CC] Community Corrections. \square [CIP] C	ommunity Impact Panel.
\square [CS] Community Service. \square [DIP] Complete Driver Improvement Panel. \square [COUN] Co	unseling. [[COC] Court Ordered Classes.
\square [DR] Day Reporting. \square [DNA] DNA Sample. \square [DLS] Driver's License Suspension. \square [DAM] Drug/Alcohol Monitoring.
\square [EM] Electronic Monitoring. \square [HIV] HIV Testing. \square [HD] Home Detention. \square [LA] Le	tter of Apology.
\square [MSE] Maintain Steady Employment. \square [NC] No Contact. \square [FIRE] No Firearms. \square [N	IA] No New Arrests.
\square [ADD] Notify Change of Address. \square [OB] Obtain a High School Diploma or GED. \square [O	VDL] Obtain a Valid Driver's License.
\square [VISITPO] Permit Visits from Probation Officer. \square [PROB] Probation.	
\square [PBC] Probation Consecutive to Sentence out of Another County. \square [PE] Psychological	l/Mental Health Evaluation/Treatment.
\square [RWJ] Remain within Jurisdiction. \square [RS] Remain/Enroll in School. \square [RC] Road Crew	. □[SA] Stay Away Order.
\square [SE] Substance Abuse Evaluation. \square [SUP] Support Dependents. \square [MEDT] Undergo	Medical Treatment/Evaluation.
\square [UP] Unsupervised Probation. \square [URI] Urinalysis. \square [VIP] Victim Impact Panel. \square [W	R] Work Release.
[INAWD] MONETARY AWARD	
Awarded to Awarded Against	Judgment
Interest Begins: Include Court Costs	
□ [CMT] SENTENCING COMMENTS	
	
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JUDICIAI	OFFICER

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 05/15/2017 1:30 PM

RESOURCES
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR
Court Reporter:
<u>RESULTS</u>
Commenced & Concluded Continued Vacated
State by Deputy Prosecutor / 🗆
Defendant in Person Dry counsel Robert Scott Wallace / D
WARRANTS
□[ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
☐Bench Warrant issued ☐Hold without bail or Bond / ☐10% ☐Cash Bond of and/or ☐Surety Bond of
☐Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
`□[OCOS] Surety is continued
□[OLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond
<u>HEARINGS</u>
Future Hearing Type: Date: Date: Time: 1'.00pm
Interpreter:
INTERIM CONDITIONS
☐ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
EVENTS/ORDERS
□[RP] Report to Probation. □[RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
□[ARC] Advisement of Rights Conducted □[QCSIC] Indigent Counsel Appointed at County Expense
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested
□[QCSDT] Order of Acceptance into Drug Court □[QCSRE] Order of Acceptance into Re-Entry Court
□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bond of
☐ [RDHC] Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
□[DHC] Defendant to be Held in Custody. □Probation □Community Corrections □Parole □7 Day Hold □15 Day Hold
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed.
□[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.
□[MET] S / D Motion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied

□[MTD] S / D Motion To Dismiss. Count(s) □[OGMTD] Granted □[OGMTD]	
□[MLA] S / D Motion for Leave to Amend. Charge(s). □[OGMLA] Granted □[ODMLA] Der	
□[MT] S / D Motion to Terminate □ [OGMT] Granted. □[ODMT] Denied.
\square [MARB] S / D Motion for Alteration/Revocation of Bail Bond Filed \square [OGMARB] Granted.	□[ODMARB] Denied.
\square [MCRH] S / D Motion for Compliance/ Hearing Review Filed . \square [OGMCRH] Granted. \square [ODMCRH] Denied.
□[JAD] Taken Under Advisement	<u>_</u> .
\square [ORCOA] Order to Release from Custody to be Held for Other Agency. \square Community Corr	ections / \square
\square [SBDOA] Upon Satisfaction of Bond, Defendant Held for Other Agency. \square Community Cor	rections / 🗆
□[ORC] Defendant WILLIE HEMPHILL released as to this case only	
☐[ARJTRNO] Transport Order Entered	
□[ADMCON] Contempt	
□[ADM] Defendant Removed from Interim Pre-trial Release Conditions.	
□[BMVSUSP] Court Requests Suspension of Driver. □[BMVSUSPOWI] Court Requests Susp	ension of Driver for OWI.
□ Driver's License Suspension. PC Suspension Date: BAC Refused: Y / N. BAC Re	esult: Drugs Involved: Y / N.
□[BMVPCFSUSP] Failed with Immediate Suspension. □[BMVPCRSUSP] Refused with Imme	
□[BMVPCFSBMV] Failed with Suspend Upon Notice from BMV. □[BMVPCRSBMV] Refused	•
☐[BMVPCFINT] Failed with Court Ordered Ignition Interlock. ☐[BMVPCRINT] Refused with (
☐[BMVSR16DEF] Delete a Probable Cause Failure. ☐[BMVSR16DER] Delete a Probable Ca	•
□[BMVTERM] Order to Terminate Refusal of Probable Cause Sent to BMV.	
☐[BMVSR16PRO] Probationary Driving Privileges Data Sent to BMV.	
JUDGMENT	
Count 1 ☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed	п
Count 2 ☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed SENTENCE	U
□[INCON] CONFINEMENT	
-	
Sentence Type: □Sentenced □Remanded □Reversed & Remanded Actual Days Confin	ed Prior to Sentencing:
Count 1 TermYearsDays Type: Jail	☐ Concurrent
☐ SuspendedYearsDays ☐ DOC☐ Life ☐ Community Corrections	☐ Consecutive ' with Count/Case:
☐ Death	
Comment: Count 2 ☐ Term Years Days Type: ☐ Jail	
Count 2 ☐ TermYearsDays Type: ☐ Jail ☐ SuspendedYears Days ☐ DOC	☐ Concurrent☐ Consecutive
☐ Life ☐ Community Corrections	with Count/Case:
☐ Death Comment:	
□[FEE] FEES	it
☐ Add Standard Fees ☐ Add Custom Fees	
\square [ACRF] Abstract: Credit Restricted Felon. \square [ADOC] Abstract: Currently Serving a Sentence	
\Box [AMHC] Abstract: Mental Health Concerns. \Box [API] Abstract: Purposeful Incarceration.	e onder DOC custody.
□[AMAX] Abstract: Recommended Degree of Security – Maximum. □[AMED] Abstract: Re	ocommonded Dogram of Convider 144-3"
□[AMIM] Abstract: Recommended Degree of Security — Minimum. □[AMIM] Abstract: Recommended Degree of Security — Minimum.	:commended Degree of Security – Medium.
Lightening Abstract. Recommended Degree of Security - Millimum.	

Version: 2014-1.1 Date: 06/02/2014

F . .

□[ANR] Abstract: Recommended Degree of Security – No Recommendation.	
□[ANA] Abstract: Recommended Degree of Security – Not Applicable.	
□[AADP] Alcohol Abuse Deterrent Program. □[CC] Community Corrections. □[CIP] Community Impact Panel.	
□[CS] Community Service. □[DIP] Complete Driver Improvement Panel. □[COUN] Counseling. □[COC] Court Ordered Classes.	
□[DR] Day Reporting. □[DNA] DNA Sample. □[DLS] Driver's License Suspension. □[DAM] Drug/Alcohol Monitoring.	
\square [EM] Electronic Monitoring. \square [HIV] HIV Testing. \square [HD] Home Detention. \square [LA] Letter of Apology.	
□[MSE] Maintain Steady Employment. □[NC] No Contact. □[FIRE] No Firearms. □[NA] No New Arrests.	
□[ADD] Notify Change of Address. □[OB] Obtain a High School Diploma or GED. □[OVDL] Obtain a Valid Driver's License.	
□[VISITPO] Permit Visits from Probation Officer. □[PROB] Probation.	
□[PBC] Probation Consecutive to Sentence out of Another County. □[PE] Psychological/Mental Health Evaluation/Treatment.	
□[RWJ] Remain within Jurisdiction. □[RS] Remain/Enroll in School. □[RC] Road Crew. □[SA] Stay Away Order.	
□[SE] Substance Abuse Evaluation. □[SUP] Support Dependents. □[MEDT] Undergo Medical Treatment/Evaluation.	
□[UP] Unsupervised Probation. □[URI] Urinalysis. □[VIP] Victim Impact Panel. □[WR] Work Release.	
□[INAWD] MONETARY AWARD	
Awarded to Awarded Against Judgment	
Interest Begins: Include Court Costs	
□[CMT] SENTENCING COMMENTS	
i t	
$\tilde{\nu}$	

STATE OF INDIANA

) IN THE MARION SUPERIOR CRIMINAL Clerk Marion County, Indiana
) SS: COURT 14

COUNTY OF MARION

)

STATE OF INDIANA

)

v.

)

CAUSE NO. 49G14-1611-CM-043093
49G14-1611-CM-043094

MOTION TO CONTINUE

The State of Indiana moves the Court for a continuance of the trial setting in the above cause, and for its motion says:

- 1. This cause is currently set for evidentiary hearing on September 18, 2017;
- 2. Officer Walters will be out of town due to pre-scheduled familial obligations;
- 3. The State of Indiana believes the testimony of this witness to be true and is unable to prove the facts proved by this testimony through any other witness whose testimony can be as readily procured;
- 4. The State of Indiana cannot properly proceed without the testimony of this witness.
- 5. This motion is not intended for the purpose of undue delay;
- 6. The Defendants are out of custody;

JAMES CARROLL MORGAN

WILLIE HEMPHILL

7. Defense has been notified. The defense does not object and noted that he will be out of the country on October 16.

WHEREFORE, the State requests this Court grant this Motion for Continuance and for all other relief just and proper in the premises.

/s/Dakota Scheu___
DAKOTA SCHEU
Deputy Prosecuting Attorney

49G14-1611-F6-043092

CERTIFICATE OF SERVICE

I hereby certify that a complete and accurate copy of the foregoing was served upon Defendant's counsel via the Public Defender Agency's mailbox; by U.S. Mail, postage prepaid and properly addressed to the attorney of record; or by electronic service pursuant to Indiana Rules of Trial Procedure Rule 86, this date of filing.

/s/Dakota Scheu___

DAKOTA SCHEU

Deputy Prosecuting Attorney

251 E. Ohio Street, Suite 160 Indianapolis, IN 46204 (317) 327-6684

STATE OF INDIANA COUNTY OF MARION))SS:)	IN THE MARION SUPER COURT 14 CRIMINAL DIVISION, RO	
STATE OF INDIANA VS WILLIE HEMPHILL))))	Staff to Set Date September 7, 2017 CAUSE NUMBER. 49G1 043092	FILED September 7, 2017 Myla & lldridge) CLERK OF THE COURT MARION COUNTY JG 4-1611-F6-
	<u>ORDE</u>	<u>:R</u>	
	to-wit: (Fead and carefully considere	ed same, now finds that said N	-
IT IS THEREFORE OR trial date, be vacated, ar	40/00/0047 -1	DECREED that the previous	sly scheduled
S		Judge, Superior Court Marion Superior Criminal	Court 14
Date: September 7, 2017			
Distribution:			

MCPO: DAKOTA SCHEU

Defense Counsel: Robert Scott Wallace

cod Morgan

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723

Hearing: Pretrial Conference 08/21/2017 1:30 PM

RESOURCES
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR
Court Reporter:
RESULTS
□Commenced & Concluded □Continued □Vacated
State by Deputy Prosecutor / Scheu
Defendant in Person—by counsel Robert Scott Wallace /
WARRANTS
□ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of
☐ Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[OCOS] Surety is continued
□[OLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond
HEARINGS
Future Hearing Type: HE VID Date: 9.18-17 Time: 1.00pm
Interpreter: Yes Language Needed: 8/21/2017 Hearing(s) Vacated
INTERIM CONDITIONS
☐ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
EVENTS/ORDERS
\square [RP] Report to Probation. \square [RCC] Report to Community Corrections.
□ [NINP] Notice of Intent to Not Prosecute
☐ [ARC] Advisement of Rights Conducted ☐ [QCSIC] Indigent Counsel Appointed at County Expense
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested
\square [QCSDC] Order of Acceptance into Drug Court \square [QCSRE] Order of Acceptance into Re-Entry Court
□ [RWJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand filed □ [ADMBRE] Bail Review Entry
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bond of
□ [RDHC] Request For Defendant to be Held in Custody
□ [DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □ Hold Until
□ [DHC] Defendant to be Held in Custody. □ Probation □ Community Corrections □ Parole □ 7 Day Hold □ 15 Day Hold
□ [OPIR] Order for Presentence Investigation Report □ [ADMPIR] PSI Report Filed.
□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.
☐ [MET] S / D Motion for Early Trial Filed ☐ [OGMET] Granted ☐ [ODMET] Denied

□[MTD] S / D Motion To Dismiss. Count(s) □[OGMTD] Granted □[ODMTD] Denied
□[MLA] S / D Motion for Leave to Amend. Charge(s). □[OGMLA] Granted □[ODMLA] Denied
□ [MT] S / D Motion to Terminate □ [OGMT] Granted. □ [ODMT] Denied.
☐ [MARB] S / D Motion for Alteration/Revocation of Bail Bond Filed ☐ [OGMARB] Granted. ☐ [ODMARB] Denied.
□[MCRH] S / D Motion for Compliance/ Hearing Review Filed . □ [OGMCRH] Granted. □[ODMCRH] Denied.
[JAD] Taken Under Advisement.
□[ORCOA] Order to Release from Custody to be Held for Other Agency. □ Community Corrections / □
□ [SBDOA] Upon Satisfaction of Bond, Defendant Held for Other Agency. □ Community Corrections / □
□[ORC] Defendant WILLIE HEMPHILL released as to this case only
□[ARJTRNO] Transport Order Entered
[ADMCON] Contempt
[ADM] Defendant Removed from Interim Pre-trial Release Conditions.
☐[BMVSUSP] Court Requests Suspension of Driver. ☐[BMVSUSPOWI] Court Requests Suspension of Driver for OWI.
□ Driver's License Suspension. PC Suspension Date: BAC Refused: Y / N. BAC Result: Drugs Involved: Y / N.
☐[BMVPCFSUSP] Failed with Immediate Suspension. ☐[BMVPCRSUSP] Refused with Immediate Suspension.
☐[BMVPCFSBMV] Failed with Suspend Upon Notice from BMV. ☐[BMVPCRSBMV] Refused with Suspend Upon Notice from BMV.
☐[BMVPCFINT] Failed with Court Ordered Ignition Interlock. ☐[BMVPCRINT] Refused with Court Ordered Ignition Interlock.
☐[BMVSR16DEF] Delete a Probable Cause Failure. ☐[BMVSR16DER] Delete a Probable Cause Refusal.
☐[BMVTERM] Order to Terminate Refusal of Probable Cause Sent to BMV.
[BMVSR16PRO] Probationary Driving Privileges Data Sent to BMV.
<u>JUDGMENT</u>
Count 1 Finding of Guilty Finding of Not Guilty Dismissed
Count 2 Finding of Guilty Finding of Not Guilty Dismissed
SENTENCE STATE OF THE PROPERTY
[INCON] CONFINEMENT
Sentence Type: Sentenced Remanded Reversed & Remanded Actual Days Confined Prior to Sentencing:
Count 1 ☐ TermYearsDays Type: ☐ Jail ☐ Concurrent
☐ SuspendedYearsDays ☐ DOC ☐ Consecutive ☐ Life ☐ Community Corrections — with Count/Case:
☐ Life ☐ Community Corrections with Count/Case: ☐ Death
Comment:
Count 2 ☐ TermYearsDays Type: ☐ Jail ☐ Concurrent ☐ SuspendedYearsDays ☐ DOC ☐ Consecutive
☐ Life ☐ Community Corrections with Count/Case:
☐ Death Comment:
□ [FEE] FEES
□ Add Standard Fees □ Add Custom Fees
[ACOND] CONDITIONS
□[ACRF] Abstract: Credit Restricted Felon. □[ADOC] Abstract: Currently Serving a Sentence Under DOC Custody.
□[AMHC] Abstract: Mental Health Concerns. □[API] Abstract: Purposeful Incarceration.
□[AMAX] Abstract: Recommended Degree of Security – Maximum. □[AMED] Abstract: Recommended Degree of Security – Medium.
□[AMIM] Abstract: Recommended Degree of Security – Minimum.
The state of the s

Filed: 9/22/2017 12:44 PM Myla A. Eldridge

STATE OF INDIANA))SS:	IN THE MARION SUPERIOR COURT 14	CRIMINAL Clerk Marion County, Indiana
COUNTY OF MARION	,	CRIMINAL DIVISION	
STATE OF INDIANA)		
)		
٧.)		
)		
WILLIE HEMPHILL)	CAUSE NO. 49G14-1611-F6-	043092

STATE'S PETITION TO REVOKE BOND

COMES NOW the State of Indiana by and through, DAKOTA SCHEU, Deputy Prosecuting Attorney for the 19TH Indiana Judicial Circuit, and Petitions the Court to Revoke Defendant's Bond and issue a warrant for Defendant's arrest. In support thereof, the State would show as follows:

- 1. That on or about November 3, 2016, Defendant was charged in the above captioned matter with Count 1: Dealing in Marijuana, a Level 6 Felony, Count 2: Possession of Marijuana, a Class A Misdemeanor; said offense having occurred on or about on or about November 2, 2016:
- 2. That on or about November 3, 2016, Defendant had an initial hearing wherein Defendant was release to Community Corrections.
- 3. That on or about June 27, 2017, Defendant was again arrested and charged with: Count 1: Dealing in Marijuana, a Level 6 Felony, Count 2: Possession of Marijuana, a Class A Misdemeanor; said matter is pending in 49G14-1706-F6-023639, having occurred on or about the same date:
- 4. That on or about September 21, 2017, Defendant was again arrested and charged with: Count 1: Dealing in Marijuana, a Level 6 Felony, Count 2: Possession of Marijuana, a Class A Misdemeanor; said matter is pending in 49G25-1709-F6-036104, having occurred on or about the same date;
- 5. That Defendant has violated his terms and conditions of bond by not maintaining good and lawful behavior;
- 6. That probable cause has been found that Defendant has committed a new offense while on bond in this cause and therefore Defendant's actions show disdain for the Court's authority;
- 7. Defendant has now picked up two cases while on Community Corrections.

WHEREFORE, the State of Indiana prays the Court to Revoke Defendant's release or set hearing on same. Further, the State request a warrant be issued for Defendant's arrest and held without bond until further hearing can be held in this cause of action and for all other just and proper relief in the premises.

Respectfully submitted,	
/s/Dakota Scheu_	

DAKOTA SCHEU, 32467-53 Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that a complete and accurate copy of the foregoing was served upon Defendant's counsel via the Public Defender Agency's mailbox; by U.S. Mail, postage prepaid and properly addressed to the attorney of record; or by electronic service pursuant to Indiana Rules of Trial Procedure Rule 86, this date of filing.

/s/Dakota Scheu
DAKOTA SCHEU
Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-6684

STATE OF INDIANA))SS:	IN THE MARION SI COURT 14	UPERIOR CRIMINAL
COUNTY OF MARION)	CRIMINAL DIVISIO	N
STATE OF INDIANA)		
V.)		
WILLIE HEMPHILL)	CAUSE NO. 49G14	-1611-F6-043092
	ORDE	<u>:R</u>	
for the 19th Indiana Judi in the following words at IT IS THEREFORE C State's Petition to Revol IT IS THEREFORE C Defendant shall be held	tate of Indiana, by and throicial Circuit, and having file and figures, to-wit: (H.I.) CONSIDERED, ORDERED REBONSIDERED, ORDERED WITHOUT BOND IN this cause O ORDERED THIS THE _	ed its Petition to Revoke O AND ADJUDGED by t ED. O AND ADJUDGED by t	Bond, which Motion is he Court that the he Court that
		Judge Marion Superior Crimin Criminal Division, 200 I	
Copies to: DAKOTA SCHEU,Depu Robert Scott Wallace, A			

Court will address at the next PTC/hearing date

Sept

De O. Salis

September 29, 2017



State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Evidentiary Hearing 10/30/2017 1:30 PM

RESOURCES
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR
Court Reporter:
<u>RESULTS</u>
Commenced & Concluded
State by Deputy Prosecutor / Cheu
☑Defendant in Person ☑ by counsel Robert Scott Wallace / □
<u>WARRANTS</u>
□[ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
□ Bench Warrant issued □ Hold without bail or Bond / □ 10% □ Cash Bond of and/or □ Surety Bond of
□Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[ocos] Surety is continued □[oLS] Late Surrender Fees Owed
□[OLS] Late Surrender Fees Owed
HEADINGS
Future Hearing Type: Date: 25.18 Time: 8:30 AM
Interpreter: Yes Language Needed: 10/30/2017 Hearing(s) Vacated
INTERIM CONDITIONS
□ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
<u>EVENTS/ORDERS</u>
□ [RP] Report to Probation. □ [RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
□ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested
□ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court
□ [RWJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand filed □ [ADMBRE] Bail Review Entry
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bond of
□[RDHC] Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
□[DHC] Defendant to be Held in Custody. □Probation □Community Corrections □Parole □7 Pay Hold □15 Day Hold
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed.
□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.

Courtroom Minutes - Criminal Court Trial/Jury Trial/Sentencing

State of Indiana v.WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: Hearing: Evidentiary Hearing 12/11/2017 1:30 PM

<u>RESOURCES</u>		
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR		
Court Reporter: Yyanis		
RESULTS		
☑Commenced & Concluded ☐Continued ☐Vacated	1	
☑State by Deputy Prosecutor / □ ⑤·Smith		
Defendant in Person by counsel Robert Scott Wallace / 🗆	İ	
WARRANTS		
□ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL/□	+	
□[NOCPD] Notice of Order to Produce Defendant on Cash Bond	400	
□ [NOSPD] Notice of Order to Produce Defendant on Surety Bond □ [NOSBF] Notice of Judgment of Bond Forfeiture □ [OTCOB] Order to terminate Notice to Produce on Cash Bond		
□[NOSBF] Notice of Judgment of Bond Forfeiture	0 001955	
□[OTCOB] Order to terminate Notice to Produce on Cash Bond	Suff. 3	
\square [OTSOP] Order to terminate Notice to Produce on Surety Bond		
\square Bench Warrant issued $\ \square$ Hold without bail or Bond $\ / \ \square$ 10% \square Cash Bond of $___$ a	nd/or □Surety Bond of	
☐Bench Warrant Recalled		
HEARINGS		
Future Hearing Type: HPTC Date: 1.8.18 Time: 1:0	<u>XXPM</u>	
Interpreter: Yes Language Needed: 1/31/2018 Hearing(s) Vacate		
INTERIM CONDITIONS	4	
☐ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.		
EVENTS/ORDERS		
□ [QCSINT] Interpreter Services Used □ [QCSDC] Order of Acceptance into Drug Court □ [ARJI	[1] Judge Recuses Jurisdiction.	
\square [QCSRE] Order of Acceptance into Re-Entry Court \square [JAD] Taken Under Advisement \square [ARJT	RNO] Transport Order Entered	
□[ORCOA] Order to Release from Custody to be held for Other Agency.	<u> </u>	
□[SBDOA] Upon satisfaction of Bond, Defendant Held for Other Agency.	<u> </u>	
□[ORC] Defendant WILLIE HEMPHILLreleased as to this case only		
\square [PJI] S / D Proposed Jury Instructions. <i>Preliminary Instructions</i> . \square [PJI] S / D Proposed Jury Ins	structions. <i>Preliminary Instructions.</i>	
\square [ADMPINS] Preliminary Instructions Filed. \square [ADMFINS] Final Instructions Filed.		
☐[MTD] Motion To Dismiss. Count(s) ☐[OGMTD] Granted ☐[ODMTD] [enied	
☐ Driver's License Suspension. Effective Date: Suspension Length:	□ Days / □ Years.	
☐[BMVSUSP] Court Requests Suspension of Driver. ☐[BMVSUSPOWI] Court Requests Suspens	ion of Driver for OWI.	
□[JEJV] Judgment Entered on Jury Verdict		
<u>JUDGMENT</u>		
Count 1 ☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed		
Count 2 ☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed		
SENTENCE		
[INCON] CONFINEMENT		
Version: 2014-2.0	 Courtroom Minutes – Criminal Court/Jury Trial	

Date: 06/02/2014

Sentence Type:	☐ Sentenced ☐ Remanded ☐ Reversed & Remanded Actual Days Confined Prior to Sentencing:	
Count 1	□ Term Years Days Type: □ Jail □ Concurrent □ Suspended Years Days □ DOC □ Consecutive □ Life □ Community Corrections with Count/Case: □ Death	
Comment:		
Count 2	☐ Term Years Days Type; ☐ Jail ☐ Concurrent ☐ Suspended Years Days ☐ DOC ☐ Consecutive ☐ Life ☐ Community Corrections with Count/Case: ☐ Death ☐ Death	
Comment:		
• •	d Fees □ Add Custom Fees	
	NDITIONS	
•	act: Credit Restricted Felon. [ADOC] Abstract: Currently Serving a Sentence Under DOC Custody.	
	ract: Mental Health Concerns. [API] Abstract: Purposeful Incarceration.	
	ract: Recommended Degree of Security – Maximum. \square [AMED] Abstract: Recommended Degree of Security –	- Medium
	ract: Recommended Degree of Security – Minimum.	
	ct: Recommended Degree of Security – No Recommendation.	
	act: Recommended Degree of Security – Not Applicable.	
	o probation [RCC]Report to Community Corrections	
□[AADP] Alcoh	nol Abuse Deterrent Program. [CC] Community Corrections. [CIP] Community Impact Panel.	
□[CS] Commur	nity Service. \square [DIP] Complete Driver Improvement Panel. \square [COUN] Counseling. \square [COC] Court Ordered Class	ses.
□[DR] Day Rep	orting. \square [DNA] DNA Sample. \square [DLS] Driver's License Suspension. \square [DAM] Drug/Alcohol Monitoring.	
□[EM] Electron	nic Monitoring. [HIV] HIV Testing. [HD] Home Detention. [LA] Letter of Apology.	
□[MSE] Mainta	ain Steady Employment. \square [NC] No Contact. \square [FIRE] No Firearms. \square [NA] No New Arrests.	
□[ADD] Notify	Change of Address. □[OB] Obtain a High School Diploma or GED. □[OVDL] Obtain a Valid Driver's License.	
□[VISITPO] Per	rmit Visits from Probation Officer. \square [PROB] Probation.	
□[PBC] Probat	ion Consecutive to Sentence out of Another County. \Box [PE] Psychological/Mental Health Evaluation/Treatment	. .
□[RWJ] Remai	n within Jurisdiction. \square [RS] Remain/Enroll in School. \square [RC] Road Crew. \square [SA] Stay Away Order.	
□[SE] Substand	ce Abuse Evaluation. \square [SUP] Support Dependents. \square [MEDT] Undergo Medical Treatment/Evaluation.	
□[UP] Unsuper	rvised Probation. \square [URI] Urinalysis. \square [VIP] Victim Impact Panel. \square [WR] Work Release.	
□[INAWD] MO	NETARY AWARD	,
	Awarded Against Judgment	
•	☐ ☐ Include Court Costs	
□[CMT] SENTE	NCING COMMENTS	
		
	JUDICIAL OFFICER	

STATE OF INDIANA) IN THE MARION SUPERIOR CRIMINAL Clerk Marion County, Indiana COUNTY OF MARION)

STATE OF INDIANA)

v.)

WILLIE HEMPHILL)

CAUSE NO. 49G14-1611-F6-043092

MOTION TO CONTINUE

The State of Indiana moves the Court for a continuance of the trial setting in the above cause, and for its motion says:

- 1. This cause is currently set for trial on February 5, 2018;
- 2. REASON; Forensic Scientist Dustin Crawford will be out of state assisting with a crime lab accreditation assessment and will be unable to testify;
- The State of Indiana believes the testimony of this witness to be true and is unable to prove the facts proved by this testimony through any other witness whose testimony can be as readily procured;
- 4. The State of Indiana cannot properly proceed without the testimony of this witness.
- 5. This motion is not intended for the purpose of undue delay;
- 6. The Defendant is out of custody;
- 7. Defense has not been notified. The State has made several attempts to contact Defense but has been unable to contact them;

WHEREFORE, the State requests this Court grant this Motion for Continuance and for all other relief just and proper in the premises.

/s/ Brandon Townsend_ Brandon Townsend Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that a complete and accurate copy of the foregoing was served upon Defendant's counsel via the Public Defender Agency's mailbox; by U.S. Mail, postage prepaid and properly addressed to the attorney of record; or by electronic service pursuant to Indiana Rules of Trial Procedure Rule 86, this date of filing.

/s/ Brandon Townsend
Brandon Townsend
Deputy Prosecuting Attorney

251 E. Ohio Street, Suite 160 Indianapolis, IN 46204 (317) 327-5307

STA	TE OF INDIANA)	IN THE MARION SUPERIOR CRIMINAL COURT 14
COU	NTY OF MARION) SS:)	CRIMINAL DIVISION, ROOM E439
,	TE OF INDIANA VS .IE HEMPHILL)))	CAUSE NUMBER. 49G14-1611-F6- 043092
		<u>ORDER</u>	
		to-wit: (H.l.	same, now finds that said Motion should be
IT IS	THEREFORE OR	DERED, A <mark>DJUDGED AND D</mark>	ECREED that the previously scheduled
trial o	late, be vacated, ar	nd reset on	
	Staff to Set Date January 31, 20	18	Jueli
			Judge, Superior Court Marion Superior Criminal Court 14
Date	January 31, 2	018	
	bution: O: Brandon Towns	end	

Defense Counsel: Robert Scott Wallace



State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 01/08/2018 1:30 PM

RESOURCES
Hearing Judge: Sose D Salinas / COM / MAG / TJ / PT / SR Court Reporter:
Court Reporter:
<u>RESULTS</u>
Commenced & Concluded Continued Vacated
State by Deputy Prosecutor / 🗆
State by Deputy Prosecutor / Defendant in Person Dby counsel Robert Scott Wallace / Al-Servana
<u>WARRANTS</u>
□[ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of
☐ Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[OCOS] Surety is continued
□[OLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond
HEARINGS
Future Hearing Type:
Interpreter: Yes Language Needed: 1/8/2018 Hearing(s) Vacated
INTERIM CONDITIONS
□ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
<u>EVENTS/ORDERS</u>
\square [RP] Report to Probation. \square [RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
□ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested
□ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court
□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bond of
□[RDHC] Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
□[DHC] Defendant to be Held in Custody. □Probation □Community Corrections □Parole □7 Day Hold □15 Day Hold
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed.
□[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.

State of Indiana v. **WILLIE HEMPHILL** Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Final PreTrial Conference 01/31/2018 1:30 PM

<u>RESOURCES</u>		
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR		
Court Reporter:		
RESULTS /		
☐ Commenced & Concluded ☐ Continued ☐ Vacated		
State by Deputy Prosecutor / A A C		
Defendant in Person by counsel Robert Scott Wallace /		
<u>WARRANTS</u>		
□ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □		
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of		
☐ Bench Warrant Recalled		
WARRANT SURRENDERS		
□[OTCOB] Order to terminate Notice to Produce on Cash Bond		
□[OTSOP] Order to terminate Notice to Produce on Surety Bond		
OSR] Order to release surety		
□[OCOS] Surety is continued		
□[OLS] Late Surrender Fees Owed		
□[OFBO] Order to Forfeit Bond		
HEARINGS Future Hearing Type: Date: Date: Date: Date: Date: Date: Date: Date: Date: Date: Date: Date: Date:		
Interpreter: Yes Language Needed: 1/31/2018 Hearing(s) Vacated		
INTERIM CONDITIONS		
☐ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.		
<u>EVENTS/ORDERS</u>		
\square [RP] Report to Probation. \square [RCC] Report to Community Corrections.		
□[NINP] Notice of Intent to Not Prosecute		
· ·		
□ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense		
□ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense □ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested		
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested		
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested □ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court		
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested □ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court □ [RWJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand filed □ [ADMBRE] Bail Review Entry		
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested □[QCSDC] Order of Acceptance into Drug Court □[QCSRE] Order of Acceptance into Re-Entry Court □[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry □[ARJBOND] Court Sets Bond. □10% □Cash Bond of		
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested □[QCSDC] Order of Acceptance into Drug Court □[QCSRE] Order of Acceptance into Re-Entry Court □[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry □[ARJBOND] Court Sets Bond. □10% □Cash Bond of		
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested □[QCSDC] Order of Acceptance into Drug Court □[QCSRE] Order of Acceptance into Re-Entry Court □[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry □[ARJBOND] Court Sets Bond. □10% □Cash Bond of		
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested □[QCSDC] Order of Acceptance into Drug Court □[QCSRE] Order of Acceptance into Re-Entry Court □[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry □[ARJBOND] Court Sets Bond. □10% □Cash Bond of		

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 02/05/2018 1:30 PM RESOURCES Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR ____ J · Ch r St Court Reporter: RESULTS ☐ Defendant in Person □ by counsel Robert Scott Wallace / □ WARRANTS [ADMFTA] Failure to Appear. $\ \square$ Defendant WILLIE HEMPHILL / $\ \square$ $\ _$ $\dot{\mathbb{D}}$ Bench Warrant issued $\,\Box$ Hold without bail or Bond $\,/\,\Box$ 10% $\,\Box$ Cash Bond of $_$ าd⊄or □Surety Bond of Bench Warrant Recalled WARRANT SURRENDERS [IOTCOB] Order to terminate Notice to Produce on Cash Bond [] [OTSOP] Order to terminate Notice to Produce on Surety Bond [OSR] Order to release surety [ICCOS] Surety is continued 1:00pps warent [I][OLS] Late Surrender Fees Owed [OFBO] Order to Forfeit Bond HEARINGS Future Hearing Type: Interpreter: Yes Language Needed: __ —

□ 2/5/2018 Hearing(s) Vacated INTERIM CONDITIONS □ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. **EVENTS/ORDERS** \square [RP] Report to Probation. \square [RCC] Report to Community Corrections. □ [NINP] Notice of Intent to Not Prosecute □ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense □[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested □ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court □ [RŴJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand filed □ [ADMBRE] Bail Review Entry □[ARJBOND] Court Sets Bond. □10% □Cash Bond of ______ and/or □Surety Bond of ____ ☐ [RDHC] Request For Defendant to be Held in Custody □ [DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □ Hold Until ____ □ [DHC] Defendant to be Held in Custody. □ Probation □ Community Corrections □ Parole □ ☐ Day Hold □ 15 Day Hold □ [OPIR] Order for Presentence Investigation Report □ [ADMPIR] PSI Report Filed. □ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction. □[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 02/26/2018 1:30 PM

RESOURCES
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR
Court Reporter:
<u>RESULTS</u>
Commenced & Concluded Continued Vacated
State by Deputy Prosecutor / 🗆 🐧 🐧
Defendant in Person Dby counsel Robert Scott Wallace / D
WARRANTS
□[ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond ofand/or ☐ Surety Bond of
☐ Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[OCOS] Surety is continued □[OLS] Late Surrender Fees Owed □[OFBO] Order to Forfeit Bond □[OFBO] Order to Forfeit Bond
□[OLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond HTP1CJ 4.18 18 C (PM
HEARINGS CONTRACTOR OF THE PROPERTY OF THE PRO
Future Hearing Type: H TT Date: Date: 8'.30am
Interpreter: Yes Language Needed: 2/26/2018 Hearing(s) Vacated
INTERIM CONDITIONS
□ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
<u>EVENTS/ORDERS</u>
□ [RP] Report to Probation. □ [RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
□[ARC] Advisement of Rights Conducted □[QCSIC] Indigent Counsel Appointed at County Expense
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested
□ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court
□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bond of
□[RDHC] Request For Defendant to be Held in Custody
□ [DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □ Hold Until
□[DHC] Defendant to be Held in Custody. □Probation □Community Corrections □Parole □7 Day Hold □15 Day Hold
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed.
□[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.

□[MET] S / D Motion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied					
□[MTD] S / D Motion To Dismiss. Count(s) □[OGMTD] Granted □[ODMTD] Denied					
\square [MLA] S / D Motion for Leave to Amend. <i>Charge(s).</i> \square [OGMLA] Granted \square [ODMLA] Denied					
□[MT] S / D Motion to Terminate □ [OGMT] Granted. □[ODMT] Denied.					
□[MARB] S / D Motion for Alteration/Revocation of Bail Bond Filed □ [OGMARB] Granted. □[ODMARB] Denied.					
\square [MCRH] S / D Motion for Compliance/ Hearing Review Filed . \square [OGMCRH] Granted. \square [ODMCRH] Denied.					
□[JAD] Taken Under Advisement					
□[ORCOA] Order to Release from Custody to be Held for Other Agency. □ Community Corrections / □					
□ [SBDOA] Upon Satisfaction of Bond, Defendant Held for Other Agency. □ Community Corrections / □					
□[ORC] Defendant WILLIE HEMPHILL released as to this case only					
□[ARJTRNO] Transport Order Entered					
□[ADMCON] Contempt					
□[ADM] Defendant Removed from Interim Pre-trial Release Conditions.					
□[BMVSUSP] Court Requests Suspension of Driver. □[BMVSUSPOWI] Court Requests Suspension of Driver for OWI.					
□Driver's License Suspension. PC Suspension Date: BAC Refused: Y / N. BAC Result: Drugs Involved: Y / N.					
□[BMVPCFSUSP] Failed with Immediate Suspension. □[BMVPCRSUSP] Refused with Immediate Suspension.					
□[BMVPCFSBMV] Failed with Suspend Upon Notice from BMV. □[BMVPCRSBMV] Refused with Suspend Upon Notice from BMV.					
☐[BMVPCFINT] Failed with Court Ordered Ignition Interlock. ☐[BMVPCRINT] Refused with Court Ordered Ignition Interlock.					
□[BMVSR16DEF] Delete a Probable Cause Failure. □[BMVSR16DER] Delete a Probable Cause Refusal.					
☐[BMVTERM] Order to Terminate Refusal of Probable Cause Sent to BMV.					
□[BMVSR16PRO] Probationary Driving Privileges Data Sent to BMV.					
IUDGMENT					
Count 1 ☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed ☐					
Count 2 Finding of Guilty Finding of Not Guilty Dismissed					
SENTENCE					
□[INCON] CONFINEMENT					
Sentence Type: Sentence Type: Sentenced Remanded Reversed & Remanded Actual Days Confined Prior to Sentencing:					
·					
Count 1 □ Term Years Days Type: □ Jail □ Concurrent □ Suspended Years Days □ DOC □ Consecutive					
☐ Life ☐ Community Corrections With Count/Case:					
Death					
Comment: Count 2					
☐ SuspendedYearsDays ☐ DOC ☐ Consecutive					
☐ Life ☐ Community Corrections with Count/Case: ☐ Death					
Comment:					
□[FEE] FEES					
☐Add Standard Fees ☐Add Custom Fees					
□[ACOND] CONDITIONS					
□ [ACRF] Abstract: Credit Restricted Felon. □ [ADOC] Abstract: Currently Serving a Sentence Under DOC Custody.					
□[AMHC] Abstract: Mental Health Concerns. □[API] Abstract: Purposeful Incarceration.					
☐ [AMAX] Abstract: Recommended Degree of Security – Maximum. ☐ [AMED] Abstract: Recommended Degree of Security – Mediu					
/ersion: 2014-1.1 Courtroom Minutes – Criminal Hearing/Pre-Trial/Guilty P					

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723

Hearing: Pretrial Conference 03/26/2018 1:30 PM

RESOURCES Hearing Judge: ☐ Jose D₁Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR Court Reporter: ☑Commenced & Concluded ☐Continued ☐Vacated State by Deputy Prosecutor / 🗆 _____ Defendant in Person Dby counsel Robert Scott Wallace / D COD MORAN WARRANTS □ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □ ____ _and/or □Surety Bond of _____. ☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of _ Mecher ☐ Bench Warrant Recalled **WARRANT SURRENDERS** □[OTCOB] Order to terminate Notice to Produce on Cash Bond ☐[OTSOP] Order to terminate Notice to Produce on Surety Bond □ [OSR] Order to release surety □ [OCOS] Surety is continued □ **[OLS]** Late Surrender Fees Owed □[OFBO] Order to Forfeit Bond **HEARINGS** Future Hearing Type: _ ☐ 3/26/2018 Hearing(s) Vacated Interpreter: ☐Yes Language Needed: INTERIM CONDITIONS □Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. **EVENTS/ORDERS** \square [RP] Report to Probation. \square [RCC] Report to Community Corrections. □[NINP] Notice of Intent to Not Prosecute □ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense □[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested □[QCSDC] Order of Acceptance into Drug Court □[QCSRE] Order of Acceptance into Re-Entry Court □ [RWJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand filed □ [ADMBRE] Bail Review Entry □[ARJBOND] Court Sets Bond. □10% □Cash Bond of ______ and/or □Surety Bond of _____. ☐ [RDHC] Request For Defendant to be Held in Custody □ [DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □ Hold Until _____ □[DHC] Defendant to be Held in Custody. □Probation □Community Corrections □Parole □7 Day Hold □15 Day Hold □[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed. □[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea | Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction. □[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.

□[MET] S / D N	Motion for Early Trial Filed][OGMET] Granted □[ODM I	T] Denied	
□[MTD] S / D I	Motion To Dismiss. Count(s)	□[ogN	ITD] Granted □[OD	MTD] Denied
\square [MLA] S / D \cap	Motion for Leave to Amend.	Charge(s). \square [OGMLA] Grant	ed [ODMLA] Denie	ed
\square [MT] S / D M	lotion to Terminate	, 🗆 [06	iMT] Granted. □[OI	OMT] Denied.
\square [MARB] S / D	Motion for Alteration/Revo	cation of Bail Bond Filed \Box [O	GMARB] Granted. [[ODMARB] Denied.
\square [MCRH] S / \square	Motion for Compliance/ Hea	aring Review Filed . 🗆 [OGM	CRH] Granted. 🗆 [OI	OMCRH] Denied.
□[JAD] Taken	Under Advisement		·	
□[ORCOA] Ord	der to Release from Custody t	o be Held for Other Agency. (\square Community Correc	tions / 🗆
□[SBDOA] Upo	on Satisfaction of Bond, Defer	ndant Held for Other Agency.	☐ Community Corre	ctions / 🗆
□[ORC] Defend	dant WILLIE HEMPHILL releas	ed as to this case only		
□[ARJTRNO] T	Fransport Order Entered		·	
□[ADMCON] C	Contempt	······································	·	
□[ADM] Defen	dant Removed from Interim I	Pre-trial Release Conditions.		
□[BMVSUSP] (Court Requests Suspension of	Driver. [BMVSUSPOWI] Co	ourt Requests Suspe	nsion of Driver for OWI.
□Driver's Licen	se Suspension. PC Suspensio	n Date: BAC Refus	ed: Y / N. BAC Res	ult: Drugs Involved: Y / N.
□[BMVPCFSUS	SP] Failed with Immediate Sus	pension. 🗆 [BMVPCRSUSP] F	Refused with Immedi	ate Suspension.
	MV] Failed with Suspend Upo	n Natice from BMV. 🏻 [BMV]	PCRSBMV] Refused v	vith Suspend Upon Notice from BMV.
□[BMVPCFINT] Failed with Court Ordered I	gnition Interlock. □[BMVPCR	I NT] Refused with Co	urt Ordered Ignition Interlock.
□[BMVSR16DE	EF] Delete a Probable Cause F	ailure. \square [BMVSR16DER] De	elete a Probable Caus	se Refusal.
\square [BMVTERM]	Order to Terminate Refusal o	f Probable Cause Sent to BMV	′ .	
□[BMVSR16PR	RO] Probationary Driving Privi	leges Data Sent to BMV.		
<u>JUDGMENT</u>				
Count 1	☐ Finding of Guilty	☐ Finding of Not Guilty	☐ Dismissed	□
Count 2	☐ Finding of Guilty	\square Finding of Not Guilty	☐ Dismissed	□
SENTENCE				
□[INCON] CON	IFINEMENT			
Sentence Type:	☐Sentenced ☐Remanded	I □ Reversed & Remanded	Actual Days Confined	d Prior to Sentencing:
Count 1	☐ TermYears	Days Type: 🗌 Jail		☐ Concurrent
	☐ SuspendedYears	Days 🗆 DOC		☐ Consecutive
	☐ Life ☐ Death	☐ Comm	unity Corrections	with Count/Case:
Comment:				
Count 2		Days Type: 🗆 Jail		☐ Concurrent
	☐ SuspendedYears ☐ Life		unity Corrections	☐ Consecutive with Count/Case:
_	□ Death	, ,,,,,,,,	,,,,,,	
Comment:	•			
I IAdd Standard	l Fees □Add Custom Fees			
	NDITIONS			
□[ACOND] CON	NDITIONSact: Credit Restricted Felon.	□[ADOC] Abstract: Currently	Serving a Sentence	
□[ACOND] CON □[ACRF] Abstra □[AMHC] Abstr	NDITIONSact: Credit Restricted Felon. ract: Mental Health Concerns	□[ADOC] Abstract: Currently s. □[API] Abstract: Purposef	Serving a Sentence ul Incarceration.	

Date: 06/02/2014

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723

Hearing: Pretrial Conference 04/02/2018 1:30 PM **RESOURCES** Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR ______ **RESULTS** □ Commenced & Concluded □ Continued □ Vacated State by Deputy Prosecutor / Town Sena Defendant in Person Dby counsel Robert Scott Wallace / D WARRANTS □ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □ _____ ☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of ______ and/or ☐ Surety Bond of _____ ☐ Bench Warrant Recalled Juny 8ci WARRANT SURRENDERS □[OTCOB] Order to terminate Notice to Produce on Cash Bond □ [OTSOP] Order to terminate Notice to Produce on Surety Bond □[OSR] Order to release surety □ [OCOS] Surety is continued □[OLS] Late Surrender Fees Owed □[OFBO] Order to Forfeit Bond **HEARINGS** HPTC Date: 4-30.18 Time: 1:00pm Future Hearing Type: ___ Interpreter: Yes Language Needed: **INTERIM CONDITIONS** □ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. **EVENTS/ORDERS** \square [RP] Report to Probation. \square [RCC] Report to Community Corrections. □ [NINP] Notice of Intent to Not Prosecute □ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense □[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested □ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court □ [RWJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand filed □ [ADMBRE] Bail Review Entry □ [ARJBOND] Court Sets Bond. □ 10% □ Cash Bond of ______ and/or □ Surety Bond of ☐ [RDHC] Request For Defendant to be Held in Custody □[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until □[DHC] Defendant to be Held in Custody. □ Probation □ Community Corrections □ Parole □ 7 Day Hold □ 15 Day Hold □[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed. □[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction. □[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied. □[MET] S / D Motion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied

Filed: 5/1/2018 10:31 AM Myla A. Eldridge Clerk Marion County, Indiana

MARION COUNTY PUBLIC DEFENDER AGENCY

151 North Delaware, Suite 200 Indianapolis, IN 46204-3320 Phone (317) 327-4100 Fax (317) 327-3754 TDD FOR HEARING IMPAIRED (317) 327-5186

CONFLICT DEFENSE APPEARANCE FORM (CRIMINAL)

Cause Number: 49G14-1611-F6-043092

Name of Defendant: WILLIE HEMPHILL

1. Defense Attorney Information (as applicable for service):

James Mcginley

Atty No: 23962-49

One North Pennsylvania Street North Suite 450

Indianapolis, IN 46206

Fax:

Email: jamesmcginleylaw@gmail.com

Business Phone: 317-507-5400 Alternate Phone: 317-327-4100

2. Defendant WILL NOT accept service by FAX

Note: If separate attorneys represent separate defendants or separate sets of defendants, use an appearance form for each separately represented defendant or set of defendants.

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time of a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

UA 614 WILF4 04309Z Courtroom Minutes - Criminal Pre-Trial/Guilty Plea _allery Number: 000000683723 State of Indiana v. WILLIE HEMPHILL Case Number: Hearing: Pretrial Conference 04/30/2018 1:30 PM **RESOURCES** Hearing Judge: ✓ Jose D Salinas / □ COM / □ MAG / □ TJ / □ PT / □ SR Court Reporter: _____ **RESULTS** ✓Commenced & Concluded □Continued □Vacated oxtimesState by Deputy Prosecutor Terry Raymond Curry / \Box $_$ Defendant in Person Dby counsel Robert Scott Wallace / D WARRANTS □ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □ ☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of ☐ Bench Warrant Recalled **WARRANT SURRENDERS** [OTCOB] Order to terminate Notice to Produce on Cash Bond □[OTSOP] Order to terminate Notice to Produce on Surety Bond □[OSR] Order to release surety □ [OCOS] Surety is continued □ [OLS] Late Surrender Fees Owed [OFBO] Order to Forfeit Bond Tx property cult **HEARINGS** Date: 5.21.18 Future Hearing Type: ____ Interpreter: ☐Yes Language Needed: INTERIM CONDITIONS □ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. **EVENTS/ORDERS** \square [RP] Report to Probation. \square [RCC] Report to Community Corrections. □[NINP] Notice of Intent to Not Prosecute □ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense □[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested □ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court □ [RWJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand filed □ [ADMBRE] Bail Review Entry □[ARJBOND] Court Sets Bond. □10% □Cash Bond of ______ and/or □Surety Bond of _____. ☐ [RDHC] Request For Defendant to be Held in Custody □[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until ___ □ [DHC] Defendant to be Held in Custody. □ Probation □ Community Corrections □ Parole □ 7 Day Hold □ 15 Day Hold □[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed. □[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction. □[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.

Version: 2014-1.1 Date: 06/02/2014

□[MET] S / D Motion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied



Courtroom Minutes - Criminal Pre-Trial/Guilty Plea

State of Indiana v. **WILLIE HEMPHILL** Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 05/21/2018 1:30 PM

RESOURCES
Hearing Judge: 🗇 Jose D Salinas / 🗆 COM / 🗆 MAG / 🗆 TJ / 🗆 PT / 🗆 SR
Court Reporter: HP
<u>RESULTS</u>
☐Commenced & Concluded ☐Continued ☐Vacated
State by Deputy Prosecutor /
Defendant in Person Dby counsel James Michael Anthony McGinley / D
<u>WARRANTS</u>
□ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of
☐Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[OCOS] Surety is continued
□[OLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond
HEARINGS 1200 AMO
Future Hearing Type:
ruture nearing Type.
Interpreter: Yes Language Needed: 5/21/2018 Hearing(s) Vacated
• • • • • • • • • • • • • • • • • • • •
Interpreter: Yes Language Needed: 5/21/2018 Hearing(s) Vacated
Interpreter: Yes Language Needed: 5/21/2018 Hearing(s) Vacated INTERIM CONDITIONS
Interpreter: Yes Language Needed: 5/21/2018 Hearing(s) Vacated INTERIM CONDITIONS Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
Interpreter: Yes Language Needed: 5/21/2018 Hearing(s) Vacated INTERIM CONDITIONS Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. EVENTS/ORDERS
Interpreter: Yes Language Needed: INTERIM CONDITIONS Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. EVENTS/ORDERS [RP] Report to Probation. [RCC] Report to Community Corrections.
Interpreter: Yes Language Needed: 5/21/2018 Hearing(s) Vacated INTERIM CONDITIONS Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. EVENTS/ORDERS [RP] Report to Probation. [RCC] Report to Community Corrections. [NINP] Notice of Intent to Not Prosecute
Interpreter: Yes Language Needed: 5/21/2018 Hearing(s) Vacated INTERIM CONDITIONS Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. EVENTS/ORDERS [RP] Report to Probation. [RCC] Report to Community Corrections. [NINP] Notice of Intent to Not Prosecute [ARC] Advisement of Rights Conducted [QCSIC] Indigent Counsel Appointed at County Expense
Interpreter: Yes Language Needed: 5/21/2018 Hearing(s) Vacated INTERIM CONDITIONS Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. EVENTS/ORDERS [RP] Report to Probation. [RCC] Report to Community Corrections. [NINP] Notice of Intent to Not Prosecute [ARC] Advisement of Rights Conducted [QCSIC] Indigent Counsel Appointed at County Expense [QCSINT] Interpreter Services Used [QCSDP] Death Penalty Requested [QCSLWOP] Life Without Parole Requested
Interpreter: Yes Language Needed: 5/21/2018 Hearing(s) Vacated INTERIM CONDITIONS Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. EVENTS/ORDERS [RP] Report to Probation. [RCC] Report to Community Corrections. [NINP] Notice of Intent to Not Prosecute [ARC] Advisement of Rights Conducted [QCSIC] Indigent Counsel Appointed at County Expense [QCSINT] Interpreter Services Used [QCSDP] Death Penalty Requested [QCSLWOP] Life Without Parole Requested [QCSDC] Order of Acceptance into Drug Court [QCSRE] Order of Acceptance into Re-Entry Court
Interpreter: Yes Language Needed:
Interpreter:
Interpreter:
Interpreter:
Interpreter: Yes Language Needed:

Version: 2014-1.1 Date: 06/02/2014

STATE OF INDIANA			SUPERIOR COURT,	
COUNTY OF MARION) SS:)	490 490	VISION 14 14-1611-F6-043092 3141706F6023639 G141709F6036104 3141805F6014097	
STATE OF INDIANA,)		
State Plaintiff, v.))		
WILLIE HEMPHILL)		
Defendant.)		
	ORDER FOR I	REMAND		
Defendant WILLIE HI	E MPHILL is rema	nded to custody of	the Marion County Sheriff	
Bond is set in the amount of:	500.00. Defendant	may post bond to	terminate commitment, i	
applicable.				
Defendant is Ordered to	Appear at the next	nearing on May 29	, 2018.	
Defendant is taken into o	custody.			
WILLIE HEMPHILL	09/10/1971	000	000683723	
Black	Male	5/29	9/2018	
		•		
John Christ			5/24/2018	
Jose D Salinas, Judge			Date	

Version: 2014-1 Marion County Order For Remand
Date: 06/26/2014 Page 1 of 1

Courtroom Minutes - Criminal Pre-Trial/Guilty Plea

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723

Hearing: Pretrial Conference 05/24/2018 1:30 PM

RESOURCES	· · · ·
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT	/ □ SR
Hearing Judge: Jose D Salinas / COM / MAG / TJ / PT Court Reporter:	·
RESULTS	
Commenced & Concluded □Continued □Vacated	
State by Deputy Prosecutor / 🗆 ROLLINE	ina Coma La L
☐ Defendant in Person ☐ by counsel Ryan Thomas O'Connell / ☐	meginter
<u>WARRANTS</u>	
□[ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL /	<u> </u>
\square Bench Warrant issued \square Hold without bail or Bond / \square 10% \square	Cash Bond of and/or \square Surety Bond of
☐ Bench Warrant Recalled	
WARRANT SURRENDERS	1 rested
☐[OTCOB] Order to terminate Notice to Produce on Cash Bond	A tested positive
□[OTSOP] Order to terminate Notice to Produce on Surety Bond	Pos
□[OSR] Order to release surety	
□[OCOS] Surety is continued	
□[OLS] Late Surrender Fees Owed	
□[OFBO] Order to Forfeit Bond	
HEARINGS	10 Ol anguo
Future Hearing Type: Date: Date:	5.39.(8 _{Time:} <u>0.7.00000</u>)
Interpreter: ☐Yes Language Needed:	5/24/2018 Hearing(s) Vacated
INTERIM CONDITIONS	
☐ Interim Conditions Set/Modified. See Order of Interim Pre-Tria	Release Conditions.
EVENTS/ORDERS	
\square [RP] Report to Probation. \square [RCC] Report to Community Correction	ions. A DHC
□[NINP] Notice of Intent to Not Prosecute	χ
□[ARC] Advisement of Rights Conducted □[QCSIC] Indigent Coun	sel Appointed at County Expense
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Re	equested [QCSLWOP] Life Without Parole Requested
□ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order	of Acceptance into Re-Entry Court
□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed	l □[ADMBRE] Bail Review Entry
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of □	and/or □Surety Bond of
☐[RDHC] Request For Defendant to be Held in Custody	
\square [DHC] Defendant to be Held in Custody. As to this Case. \square No B	Bond. ☐Hold Until
□[DHC] Defendant to be Held in Custody. □ <i>Probation</i> □ <i>Commu</i>	nity Corrections \square Parole \square 7 Day Hold \square 15 Day Hold
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] I	PSI Report Filed.
□[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea Agree	ement Filed 🗆 [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement.	\square [OGMPPA] Granted. \square [ODMPPA] Denied.

Version: 2014-1.1 Date: 06/02/2014

□[MET] S / D N	Motion for Early Trial Filed	[OGMET] Granted □[ODME	T] Denied		
\square [MTD] S / D N	Motion To Dismiss. Count(s)	□[0GM	ITD] Granted □[OD	MTD] Denied	
\square [MLA] S / D N	Motion for Leave to Amend.	Charge(s). \square [OGMLA] Granto	ed [ODMLA] Denie	d	
\square [MT] S / D M	otion to Terminate.	🗆 [og	MT] Granted. 🗆 [OD	OMT] Denied.	
□[MARB]S/D	Motion for Alteration/Revo	cation of Bail Bond Filed 🗆 [O	GMARB] Granted.	[ODMARB] Denied.	
□[MCRH]S/D	Motion for Compliance/ He	aring Review Filed . 🗆 [OGM	CRH] Granted. 🗆 [O	DMCRH] Denied.	
□[JAD] Taken l	Jnder Advisement			•	
□[ORCOA] Ord	er to Release from Custody	o be Held for Other Agency. [☐ Community Correc	tions / 🗆	_·
□[SBDOA] Upo	n Satisfaction of Bond, Defe	ndant Held for Other Agency.	☐ Community Corre	ctions / 🗆	_ ·
_	lant WILLIE HEMPHILL releas	•			
□[ARJTRNO] T	ransport Order Entered		·		
□[ADMCON] C	ontempt	<u> </u>	·		
	dant Removed from Interim				
	Court Requests Suspension o	Driver. [BMVSUSPOWI] C	ourt Requests Susper	sion of Driver for OWI.	
☐ Driver's Licen	se Suspension. PC Suspensi	on Date: BAC Refus	ed: Y / N. BAC Res	ult: Drugs Involved: Y / N.	
	P] Failed with Immediate Su	spension. \square [BMVPCRSUSP] F	Refused with Immedia	ate Suspension.	
□[BMVPCFSBN	(IV) Failed with Suspend Upo	n Notice from BMV. □[BMVI	PCRSBMV] Refused w	rith Suspend Upon Notice from BMV.	
	Failed with Court Ordered I	gnition Interlock. 🗆 [BMVPCR	INT] Refused with Co	urt Ordered Ignition Interlock.	
□[BMVSR16DE	F] Delete a Probable Cause I	ailure. [BMVSR16DER] De	elete a Probable Caus	e Refusal.	
□[BMVTERM]	Order to Terminate Refusal o	of Probable Cause Sent to BM\	/ .		
□[BMVSR16PR	O] Probationary Driving Priv	ileges Data Sent to BMV.			
JUDGMENT					
Count 1	☐ Finding of Guilty	☐ Finding of Not Guilty	☐ Dismissed		_
Count 2	☐ Finding of Guilty	☐ Finding of Not Guilty	☐ Dismissed		
<u>SENTENCE</u>				·	
	FINEMENT				
Sentence Type:	☐Sentenced ☐Remande	d □Reversed & Remanded	Actual Days Confined	Prior to Sentencing:	
Count 1	☐ Term Years	Days Type: 🗆 Jail	[☐ Concurrent	,
	☐ SuspendedYears	Days 🗆 DOC	į	☐ Consecutive	
	☐ Life ☐ Death	☐ Comm	unity Corrections	with Count/Case:	
Comment:					
Count 2		Days Type: 🗆 Jail		☐ Concurrent	
	☐ SuspendedYears ☐ Life		unity Corrections	☐ Consecutive with Count/Case:	
	☐ Death		,		
Comment:			_		
• •				***************************************	
	Fees □Add Custom Fees	1			
		□[ADOC] Abstract: Currently		Under DOC Custody.	
□[AMHC] Abst	ract: Mental Health Concern	s. □[API] Abstract: Purposef	ul Incarceration.		
	addi mama madin domecin	s. Litti il Asstitucti il di posci			

Date: 06/02/2014

Courtroom Minutes - Criminal Pre-Trial/Guilty Plea State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 05/29/2018 9:00 AM **RESOURCES** Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR Court Reporter: _____ ☐Commenced & Concluded ☐Continued ☐Vacated State by Deputy Prosecutor / 🗆 _____ □ Defendant in Person □ by counsel James Michael Anthony McGnley / □ **WARRANTS** □ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL /□ ☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of ☐ Bench Warrant Recalled cusped y fore WARRANT SURRENDERS □ **[OTCOB]** Order to terminate Notice to Produce on Cash Bond □[OTSOP] Order to terminate Notice to Produce on Surety Bond □[OSR] Order to release surety □[OCOS] Surety is continued □ **[OLS]** Late Surrender Fees Owed □ [OFBO] Order to Forfeit Bond **HEARINGS** TPT Date: 6-4.18 Time: 4 Future Hearing Type: ___ Interpreter: ☐Yes Language Needed: **INTERIM CONDITIONS** □ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. **EVENTS/ORDERS** \square [RP] Report to Probation. \square [RCC] Report to Community Corrections. □[NINP] Notice of Intent to Not Prosecute □ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense □ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested □ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court □[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry □ [ARJBOND] Court Sets Bond. □ 10% □ Cash Bond of _____ and/or □ Surety Bond of ____ ☐ [RDHC] Request For Defendant to be Held in Custody □[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until □ [DHC] Defendant to be Held in Custody. □ Probation □ Community Corrections □ Parole □ 7 Day Hold □ 15 Day Hold □[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed. □[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.

□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.

□[MET] S / D Motion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied

Version: 2014-1.1 Date: 06/02/2014

RESULTS

Filed: 6/4/2018 10:52 AM Myla A. Eldridge Clerk Marion County, Indiana

STATE OF INDIANA))SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM 14
COUNTY OF MARION)	CAUSE NUMBER: 49G14-1611-F6-043092
STATE OF INDIANA)	
Plaintiff,)	
vs.)	
WILLIE HEMPHILL)	
Defendant)	

REQUEST FOR TRANSCRIPT

To: Clerk of Superior Court Holly Rawls

Criminal Division, Room Fourtenn Official Court Reporter

You are hereby requested and directed to prepare a true and complete transcript of the Evidentiary Hearing in the above cause number 49G14-1611-F6-043092, held on 11th of December 2017 beginning with and including a transcript of testimony of all witnesses; which shall include all testimony given and offered including questions, answers, objections and rulings by the Court, exceptions, offers to prove, holdings, arguments and comments by the Court and Counsel held in open Court with respect to the testimony of all State Witnesses. All documentation should be prepared and available on or before 11 June 2018. Defendant is scheduled for Jury Trial on 18 June 2018

Respectfully submitted,

<u>/s/James McGinley #23962-49</u>

James McGinley

Attorney for Defendant

Reviewed
June 4, 2018

151 E. Delaware, Suite 1950 Indianapolis, In. 46204

)	IN THE MARION COUNTY SUPERIOR COURT
)SS:	CRIMINAL DIVISION ROOM 14
)	CAUSE NUMBER: 49G14-1611-F6-043092
)	
)	
)	
)	
)	
))SS:))))

DEFENDANT'S LIST OF WITNESSES

COMES NOW the Defendant, by James McGinley, and notifies the State that he may call the following witness at trial:

- 1. Any and all witnesses listed by the State or contained within the probable cause, whether or not called by the State:
- 2. The Defendant;
- 3. Schrelle Hemphill
- 4. Felix Lumpkins

Respectfully submitted,

/s/ James McGinley # 23962-49 James McGinley 23962-49 Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the Marion County Prosecutor's Office pursuant to Indiana Rule of Trial Procedure 86 via electronic filing on the date of filing.

/s/ James McGinley # 23962-49 James McGinley Attorney for Defendant

James McGinley 151 N. Delaware, Ste 1950 Indianapolis, IN 46204 Ofc: (317) 507-5400

Filed: 6/12/2018 3:21 PM Myla A. Eldridge Clerk Marion County, Indiana

IC 10-18-1-16Indiana war memorial location; name; limitation on character and height of buildings in vicinity

Sec. 16. (a) Out-lot five (5) and out-lot thirty-six (36), in Indianapolis, according to the original plat of the city, are dedicated and set apart as grounds for the Indiana War Memorial subject to the provisions of this chapter.

- (b) Out-lots five (5) and thirty-six (36) dedicated in subsection (a), together with all or any part of squares five (5) and sixteen (16) or any part of those squares, in Indianapolis, according to the original plat of the city, that are acquired, dedicated, and set apart and added to the real estate dedicated in subsection (a) by:
 - (1) the state; or
 - (2) Indianapolis, by Marion County, or Indianapolis and Marion County jointly and then conveyed by the city, county, or city and county jointly by proper deed, grant, or contract to the state;

for War Memorial and other public purposes constitutes and shall be referred to as "Memorial Place". The permanent name of "Memorial Place" shall be selected by the commission.

- (c) A necessity is declared to exist to limit:
 - (1) the kind, character, and height of buildings upon; and
 - (2) the use of real estate and buildings that are located within three hundred (300) feet of the outside boundaries of;

Memorial Place as constituted in this chapter. The commission may acquire, by purchase, donation, or condemnation, the right to limit the kind, character, and height of buildings upon and the use of real estate and buildings on real estate within three hundred (300) feet of the outside boundaries of Memorial Place.

- (d) The commission shall erect and maintain in Indianapolis, upon or within grounds dedicated or acquired under this chapter, as the commission considers best, a suitable structure or structures:
 - (1) to commemorate the valor and sacrifice of the soldiers, sailors, and marines of the United States and of all others who rendered faithful, loyal, heroic, and self-sacrificing service at home and overseas in World War I;
 - (2) to provide a place or places of meeting and headquarters for organizations of soldiers, sailors, and marines or any other patriotic societies or associations;
 - (3) to keep records, archives, documents, flags, mementos, and relics; and
 - (4) for other public meetings and other public purposes;

to inculcate a true understanding and appreciation of the duties, benefits, and privileges of American citizenship and inspire patriotism and respect for the law to the end that peace may prevail, good will be promoted, justice be administered and established, public order maintained, and liberty and freedom under the law perpetuated.

[Pre-2003 Recodification Citation: 10-7-2-8.]

As added by P.L.2-2003, SEC.9.

Filed: 6/12/2018 3:21 PM Myla A. Eldridge Clerk Marion County, Indiana

IC 10-11-2-28 Security at state buildings and grounds; special police employees; capitol police officers; rules

Sec. 28. (a) The department shall maintain security and preserve the peace in and about the following:

- (1) The state capitol building.
- (2) A state office building.
- (3) A state parking facility.
- (4) A state motor pool garage.
- (5) A state warehouse.
- (6) The Indiana state library.
- (7) The governor's residence.
- (8) Any other building or property used by the state for any of the following purposes:
 - (A) Housing of personnel or activities of an agency or a branch of state government.
 - (B) Providing transportation or parking for state employees or persons having business with state government.
- (b) A special police employee of the department assigned to the security activities under this section, other than an officer or police employee of the department who possesses police powers under section 21 of this chapter, possesses all of the common law and statutory powers of law enforcement officers except for the service of civil process.
- (c) For purposes of IC 5-2-1, a special police employee assigned to the security activities under this section, other than a regular police employee of the department, is a capitol police officer.
- (d) Capitol police officers shall enforce <u>IC 4-20.5</u> and rules of the Indiana department of administration.
 - (e) The superintendent may adopt rules under IC 4-22-2 to do the following:
 - (1) Enforce IC 4-20.5 and rules of the Indiana department of administration concerning the security of state property.
 - (2) Carry out the responsibilities for security of state property under this section.

Filed: 6/12/2018 3:21 PM Myla A. Eldridge Clerk

Marion County, Indiana

Monument Circle attack highlights gaps in IMPD, ISP's safety partnership

POSTED 6:58 PM, OCTOBER 26, 2017, BY RUSS MCQUAID



Monument Circle attack highlights gaps in police partnership downtown



INDIANAPOLIS, Ind. – The unprovoked attack on the steps of the Soldiers' and Sailors' Monument that left a Canadian visitor in a coma with head injuries last week has gotten the attention of IMPD commanders who admit they need a closer working relationship with Indiana State Capitol Police.

The assault last Thursday night was investigated by the division of the Indiana State Police which has authority over downtown state property such as the statehouse, the monument and the American Legion Mall.

"We need to figure out how we can better communicate, how we can get these things kind of nipped in the bud before they end up being five, six days out before we even know that there's an issue," said IMPD Sgt. Chris Wilburn after commanders learned the extent of the attack and the injuries following a story with the victim's friend on Tuesday.

"IMPS officers responded as they would normally but they don't have jurisdiction in terms of the physical location of the monument," said Wilburn. "That's actually state jurisdiction, specifically the Capitol Police."

While Capitol Police through ISP released a media advisory on the attack after a CBS4 inquiry following our original story, Wilburn said IMPD aggravated assault detectives or other patrol officers, who were familiar with the suspect Jonathan Belcher who had a history of similar attacks, did not learn of the incident or his arrest for several days.

"We learned through a series of medical issues that the victim had so we learned later on but we have to be invited in."

That's because the steps of the monument fall into a gray area that is within IMPD's downtown district but remain the purview of the Capitol Police force with 42 officers that is often pressed into security duties at the statehouse and other memorial sites.

As a result, while IMPD officers can respond to an acute incident, such as the original report of the monument attack, they are restricted in their ability to proactively patrol such state properties, such as the mall and its greenspace, to evict trespass violators or restrict access to conform with closing times at other city parks.

A working agreement is currently in the hands of the city's attorneys to permit IMPD and Capitol police to work closer together on enforcement and patrols.

"From what I understand there is a communication with our state partners and law enforcement to come up with some sort of position and place for a place where we can, meaning the IMPD, where we can enforce laws on that particular piece of land," said Wilburn. "There are gray areas that we know and the IMPD officers responding to those runs know who those bad actors are, they know the gray areas, and we're trying to do our best to make sure we're heading in the right direction."

ISP Sgt. Rich Meyers said the commander of Capitol police confers every couple days with the downtown IMPD district commander about recent incidents or ongoing enforcement efforts.

"We're going to do a better job," said Wilburn. "It's unfortunate that you have to find and uncover these things but we're gonna get better and we're gonna get down to the bottom line on this."



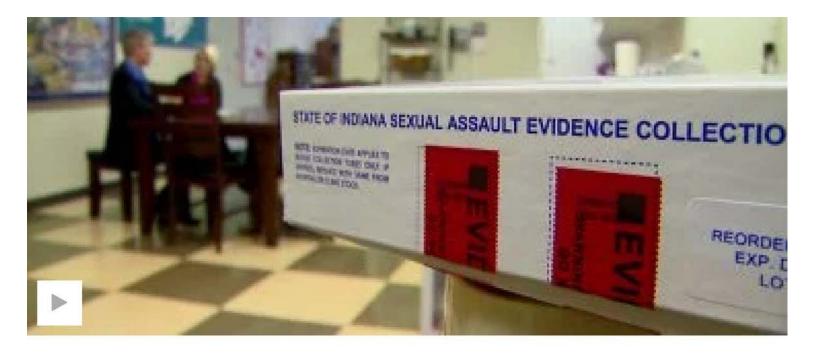


Man who was attacked on Monument Circle last October passes away



Community members question police Merit Board decision clearing officers who fatally shot man





CBS4 investigation finds Indiana's approach to sexual assault inconsistent, especially for rape kits



Scene of downtown Indy stabbing was at site of police territorial dispute



10-year-old Florida boy stops by Indy to personally thank police officers



IMPD works with Kansas State Police for large drug bust leading to 5 arrests, seizure of 50 pounds of pot



FOP announces recommendations in wake of IMPD Merit Board's decision on Aaron Bailey shooting



IMPD daily intel briefing crucial to solving 1-year-old girl's murder



IMPD recruits receive implicit bias training





Fighting Fraud: CBS4 investigates how often hackers, scammers are hitting Hoosiers



Indy FBI boss focuses on stopping mass casualty attacks



State collecting more DNA samples after new law

Filed: 6/12/2018 3:21 PM Myla A. Eldridge Clerk Marion County, Indiana

Downtown Indy stabbing scene site of police territorial dispute

POSTED 8:54 PM, APRIL 9, 2018, BY RUSS MCQUAID, UPDATED AT 09:12PM, APRIL 9, 2018



Scene of downtown Indy stabbing was at site of police territorial dispute



INDIANAPOLIS, Ind. – The site where three people were stabbed and their alleged attacker injured downtown Saturday afternoon was on a patch of ground owned by the State of Indiana but protected by IMPD, because Capitol Police are too few to patrol the area.

Gary Madison, 57, faces three charges of battery with a deadly weapon after the attacks which left blood on the steps of the Central Library across East St. Clair Street from the American Legion Mall.

The Mall is a greenspace from North Meridian to North Pennsylvania Streets that spans several blocks south toward the War Memorial and is owned by the State and supposedly patrolled by Capitol Police. Since January 1, 2017, IMPD has filed dozens of crime reports listing 777 North Meridian Street, the address of the Mall, and made dozens of arrests on charges including robbery, drugs, assault and weapons possession.

Comparable Capitol Police arrest statistics were unavailable but downtown IMPD patrol officers and neighbors to the Mall have told FOX59 they rarely see Capitol Police on patrol let alone enforcing the law and making arrests.

In the past, Indiana State Police maintained the Capitol Police was undermanned to fulfill its mandate of protecting the statehouse, state office buildings, parking garages and the various locations including the Mall, the War Memorial, Monument Circle and the ISP Crime Lab northwest of downtown.

"They may have the same struggle that we have over the years," said Jackie Nytes, CEO of the Indianapolis Public Library. "'We're supposed to be a public library. Why do we have to take all these extra steps?' Maybe they're feeling like, 'We're supposed to be a memorial, why do we have to take all these extra step?' Well, we all live in a city and in today's culture we all have to take the extra steps."

Nytes said the library employs its own security chief and force, maintains a ban list of persons not welcomed at the Central Branch and surveillance cameras to keep an eye on the property and the surrounding neighborhood.

The library has recorded only three drug overdoses in recent years and all employees will be trained in application of naloxone to revive overdosing patrons, said Nytes who lamented the Saturday attacks literally at the front door of the library which underwent a \$100 million renovation ten years ago.

"There are often people hanging around our building. That happens in a public building downtown that has fairly open access," she said. "Things happen in the heart of downtown, things happen around our library that we can't always control."

According to statute, the Capitol Police, a division of Indiana State Police, is charged with patrolling and maintaining order on the American Legion Mall, where the stabbings occurred in an area well known drug dealing, substance abuse and assaults and discarded syringes have been spotted littering the ground.

IMPD officers have told FOX59 that there are too few Capitol Police to be effective, they take no law enforcement actions and do not engage in the type of regular foot patrols that community and beat policing strategies employ to meet residents and pre-empt crime.

The Attorney General's office is engaged in developing protocols and a memorandum of understanding that would open its parks and monuments to proactive IMPD patrols and reduce the hours of park access to permit enforcement of trespassing laws.

ISP maintains that IMPD is welcome on its property during any emergency or in response to a criminal event while its Capitol Police officers often secure locations during large downtown events such as rallies and parades.



Homeless shelter leaders encourage addiction recovery after increase in overdoses



Kansas police work with IMPD for drug bust resulting in seizure of \$92K, 50 pounds of pot, THC candies



Smaller beat patrols begin across Indy for IMPD officers



IEMS responds to 10 overdoses within 4 hours in downtown Indy Thursday



IMPD says 2 people arrested in connection with shooting death of 1-year-old Malaysia Robson



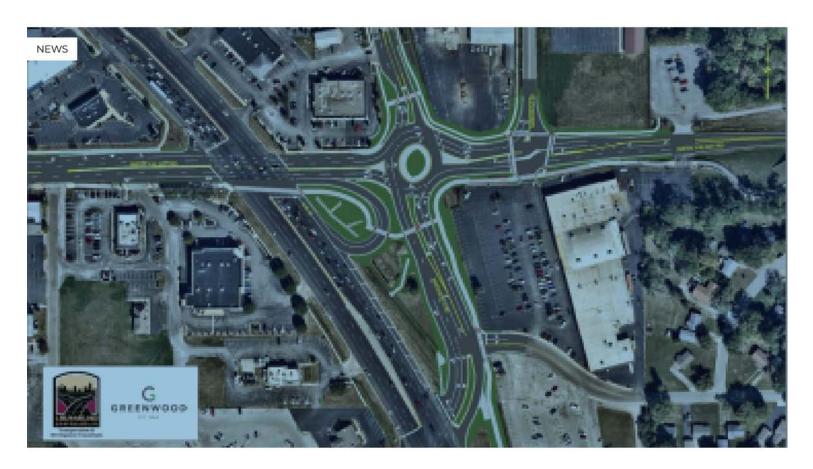
Lebanon breaks ground on project to transform downtown



Man charged after allegedly stabbing three people downtown Saturday



Fun runs, food trucks and car shows to produce increased downtown traffic this week



Roundabout construction in downtown Greenwood set to begin June 11





UPDATE: Coroner identifies 4 victims killed in violent 3-day span across Indy



UPDATE: Police take suspect accused of attacking owner of Acapulco Joe's into custody





Teen faces charges in potential self-defense killing



Saks Fifth Avenue burglary suspects arrested with over \$14K worth of stolen merchandise in Tipton County



Office Hours Monday-Friday 9:00am - 4:00pm Please call to schedule a venue tour

431 North Meridian Street Indianapolis, Indiana 46204 events@iwm.in.gov Marion County, Indiana (317) 233-0529 Fax (317) 233-4285

Filed: 6/12/2018 3:21 PM Myla A. Eldridge Clerk

Indiana War Memorial Commission Facility Use Application and Agreement

Steps to use an Indiana War Memorial facility:

- 1. Determine if Indiana War Memorial Commission Facility Use Agreement (FUA) is required. Submission of the Facility Use Agreement is STRONGLY suggested for all events and gatherings to ensure the availability and the exclusive use of your desired venue. Small gatherings of less than 50 people are permitted informal use of the outdoor spaces without submission of the FUA. These small gatherings are afforded no benefits (i.e.: guarantee of non-disruption and location, use of electric or water services, right-of-way, etc) as covered in the FUA, are not permitted use of stickers, chalk, glitter, rice, paint or grills/cooking appliances and must give-way to events and gatherings which have approval for use of the space. Candles are permitted in grass areas only. Erecting any tent or structure, selling goods/services or use of IWM supplied electric, water, fencing or security requires that this FUA be submitted to the IWMC.
- 2. Verify availability of date and venue by calling (317) 233-0529.
- 3. At least thirty days prior to event (when possible), return completed FUA to the Indiana War Memorial Commission (IWMC) by email, fax, or mail. Upon receipt of the completed document, the IWMC will determine approval within 14 days. Once a decision has been made, you will be contacted with details and an invoice.
- 4. (Wedding Receptions) Enter into contract with MBP Catering and one of the cleaning companies listed in Part VII; until this is confirmed, approval from the IWMC will not be granted.
- 5. Remit invoiced deposit within 30 days of approval notification. Submit caterer and bartender licenses and insurance certificate (reference Part II of the FUA).
- 6. (Exterior events requiring electric, water, fencing) Contact IWM Physical Plant Dir at (317) 716-8376.
- 7. (Large public events where alcohol is served) Contact the Indiana Excise Police at (317) 541-4100 http://www.in.gov/atc/2410.htm.
- 8. (Special Events) Contact the Indianapolis Department of Code Enforcement at (317) 327-4849 www.indy.gov/specialevents.
- 9. (Exterior entertainment events) Contact the Indiana Department of Homeland Security at (317) 232-2318 www.in.gov/dhs/2795.htm.





Office Hours Monday-Friday 9:00am - 4:00pm Please call to schedule a venue tour 431 North Meridian Street Indianapolis, Indiana 46204 events@iwm.in.gov (317) 233-0529 Fax (317) 233-4285

Indiana War Memorials Venue Fee Schedule Indiana War Memorials Commission

Interior Venues	Fee	*Deposit
Spruance Hall	\$350.00	\$150.00
Shoup Hall	\$350.00	\$150.00
Pershing Auditorium Includes wedding ceremony without reception	\$1,000.00	\$300.00
Grand Lobby	\$1,000.00	\$300.00
Woodfill Board Room	\$200.00	\$100.00
West Foyer Fee waived with any interior rental	\$150.00	\$100.00
Shrine Room Limited in nature as to the type of event	\$1,000.00	\$300.00
All Interior Venues ncludes ALL interior except Shrine Room	\$2,200.00	\$550.00
Wedding Reception	\$3,000.00	\$600.00

^{*} Deposits are due within 30 days of event approval and may be higher than stated. The deposit amount is determined by the nature, size, and history of the event.

^{***} Veterans Memorial Plaza and University Park may only be used for events attracting less than 3,000 people. Events attracting greater than 3,000 people are required to rent American Legion Mall.

Exterior Venues	Small	Average	Large	*Deposit	
Soldiers & Sailors Monument	North or South Steps \$300.00	½ Circle \$800.00	Entire Circle \$1,500.00	\$300.00	
War Memorial Promenade	Less than 50 people \$250.00	51- 200 people \$500.00	²⁰¹⁺ \$800.00	\$250.00	
**American Legion Mall	1-1,000 people \$800.00	1,000 - 10,000 people \$1,800.00	10,000 + \$3,000.00	\$800.00	
***Veterans Memorial Plaza	1-500 people \$800.00	501 -1,500 people \$1,800.00	1,501 - 3,000 people \$3,000.00	\$800.00	
***University Park	Less than 500 \$600.00	501 -1,500 people \$1,200.00	1,501 - 3,000 people \$2,500.00	\$600.00	

^{**} Large events hosted at American Legion Mall attracting greater than 30,000 people will incur a \$1,000.00 usage fee in addition to all stated fees.



Office Hours Monday - Friday 9:00am - 4:00pm Please call to schedule a venue tour 431 North Meridian Street Indianapolis, IN 46204 events@iwm.in.gov (317) 233-0529 Fax (317) 233-4285

BACKGROUND

- The IWMC is an Agency of the State of Indiana, supported by Hoosier tax dollars appropriated from the State General Fund.
- The IWMC operates and maintains 24 acres in the heart of downtown Indianapolis. The IWMC's mission is to honor and commemorate the fidelity, valor and sacrifice of Hoosier Veterans. The User must use the facilities in a manner that is keeping with the spirit of patriotism, citizenship, and good will to others. It is unlawful to restrict the access to a venue by charging admission.
- The IWMC's properties stand as both shrines to the memory of Indiana's veterans and as beautiful examples of urban parks, monuments and memorials.
- The IWMC recognizes that one of the best ways to ensure our Veterans are remembered is to expose the largest possible numbers of visitors to the shrines/parks and structures. For this reason the IWMC has established extensive museum exhibits reflecting Hoosiers at war on behalf of the Nation. It is also for this reason that the IWMC permits and encourages the public to make use of the facilities for special events. The IWMC reserves the right to deny usage of property. The IWMC decision to approve or deny use of IWMC property shall not be based upon or influenced by the intent or content of the proposed event.
- No tax money is appropriated for the IWMC to subsidize the costs of special events; rather, the IWMC is obliged to recover
 those costs from event sponsors. The fees, charges and penalties set forth herein are intended to ensure that Indiana taxpayers
 do not cover the costs of special events.
- The buildings and grounds of the IWMC plaza are more than just splendid examples of architecture and beautiful urban parks. They are first and foremost, shrines to the memory of Indiana's veterans of the Armed Forces-living and dead. As such, the IWMC is committed to returning them to full functionality in not more than 48 hours from the end of a major event. Much shorter periods (12 to 24 hours) is the norm for all other events. Event sponsors must leave the venue in the same condition as before they arrived. To the extent they can do so with their own resources, they avoid paying for clean-up by IWMC staff. Erection of permanent structures, attaching anything to the exterior of the Monuments or Memorials and/or altering the image of the Monuments or Memorials in any way is strictly prohibited. The following documents, procedures, and policies ensure that the IWM properties remain respectful Monuments and Memorials to our Military Veterans.

USAGE FEES

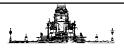
- Usage fees are established to ensure recovery of state tax dollars consumed in the event process. Costs of event planning, coordinating logistics, area preparation, security, provision of special equipment and set up are all subject to recovery on a time and materials basis.
- Actual expenditures on the above expense items vary based upon: (1) size of venue, (2) duration of event, (3) numbers attending, (4) peak attendance numbers and (5) special services/materials provided.
- It is the goal of the IWMC to ensure that all events and gatherings are successful. In the case of a small personal gathering or event of short duration for which a FUA has been submitted, the IWMC may reduce or waive fees and insurance requirements. To be considered, the User must submit a request in writing at the time of submission of the FUA. This request must include a sworn statement of hardship that the event is not supported, sanctioned or advertised by any organization, business or foundation. With the exception of the sale of goods/services, the IWMC decision to reduce or waive fees and insurance requirements shall not be based upon or influenced by the intent or content of the proposed event.
- Fees are waived for official events hosted by State Government and Official Military organizations and Veterans Groups.





Part I Event Information

Organization Name <u>:</u>				Fed ID <u>:</u>			_
Organization Type: M	Military 🔘 Gove	rnment (Non-Profit O	Commercial O	Educationa	l O Person	nal 🔘
Point of Contact Name	e <u>:</u>						
Street Address:							_
City:			State:		Zip <u>:</u>		_
Email:							-
Day Phone:	Evenir	ıg:	C	ell <u>:</u>	Fax <u>:</u>		_
Event Title:							_
Purpose for use of facil	lity/describe event	in detail <u>:</u>					_
							_
							_
Veterans MemorSoldiers and Sail		☐ Entire ci	rcle inside bolla teps only	rds	cle inside boll Steps only		T
Facility	Date	Time				Complete	Total Hours
T 11 1 1 10	. 1 1	1. 1	1. T. 1	1 . 1 . 1	1.500/ 6.1	1.1.6.6.4	C 10
List all dates including se Attendance total for even	-			at one time:	_	•	•
For office use only:							
Date Received:	Ver	nue Fee:		After Hours Fees:		Total Due:	
Deposit:	Dat	e Paid:		Paid in Full:		Cancelled:	
On Calendar: Yes _	No Tracking:	Yes	No Certificate or	n File: Yes No)		





PART II Policies and Regulations

Thank you for considering the IWMC Property for your special event. We look forward to working with you and making your event successful. We ask that you follow these rules to ensure that your event goes smoothly and that the IWMC Properties are protected. Failure to comply will result in cancelation of event and possible prohibition of future events.

Initial next to each item indicating that you have read and understand the rules and regulations set herein.

**Wedding receptions are subject to additional rules and policies, see item #23 WEDDING RECEPTIONS.

- _____ 1) CONDUCT: The User is responsible for the decorum, peace, and good will associated with the User's activities and will seek to revere and safeguard the facility. The flag of the United States must be displayed in a prominent, respected position at each activity. User is responsible for set up requirements and for returning the facilities to the same condition as upon arrival. Pursuant to I.C. 10-18-1-24(4), political meetings that involve the building of a wall, fence, or other obstruction are prohibited within the bollards of the Soldiers and Sailors Monument. The IWMC and its agents reserve the right at any time to revoke a permit, cancel the facility rental agreement, cancel an event and/or "shut-down" an event in any case where it may be determined that the event may result in damage or disgrace to the IWMC properties/Monuments/Memorials or when the event may result in harmful or unsafe conditions for event staff, event attendees, IWMC staff and/or members of the general public.
- _____2) FEES AND RESERVATIONS**: Generally, the IWMC requires a Venue User Fee to utilize a venue. User Fees are due IN FULL no later than the day of the event. Deposits are due 30 days after confirmation of event reservation. The IWMC reserves the right to cancel or reschedule any event at least 60 days prior to the scheduled event. Other modifications to reservations may be made to ensure events do not conflict. The IWMC decision to cancel or reschedule an event shall not be based upon or influenced by the intent or content of an event.
- a. The Venue User fee and damage deposit are waived for Official Military Events, Official Veterans Organization Events, and events held by State Government Agencies. These Users remain liable for any and all damages occurring to the IWMC as a result of their events. These Users are responsible for the set up requirements of their event and for returning the facilities to the same condition and set up as upon arrival.
 - b. Personal events for active duty Military or Retired Veterans will receive a fifty percent discount.
 - c. Events hosted by non-profit organizations will receive a fifty percent discount.
- d. In the case of a small personal gathering or event of short duration for which a FUA has been submitted, the IWMC may reduce or waive fees. To be considered, the User must submit a request in writing at the time of submission of the FUA. This request must include a sworn statement of hardship that the event is not a supported, sanctioned or advertised by any organization, business or foundation. Fees are not waived for gatherings or events intended to garner revenue or profit for any individual, business or organization. With the exception of the sale of goods/services, the IWMC decision to reduce or waive fees shall not be based upon or influenced by the intent or content of an event.
 - e. Official Military and Veteran's Group event as well as events sponsored by the IWMC have scheduling priority.
- ______3) INSURANCE REQUIREMENTS: The IWMC requires the User to obtain a General Liability Certificate of Insurance. The insurance policy must have a limit of not less than \$300,000.00 for injury to or death of one person in any one occurrence and not less than \$1,000,000.00 for injury or death of all persons in that occurrence. The Certificate of Insurance must name the State of Indiana and Indiana War Memorials Commission as additional insured for the time period covering the event (including set-up/tear-down). The Certificate of Insurance must be received by IWMC PRIOR to event date. This requirement is waived for government agencies hosting events. In the case of a small personal gathering or event of short duration for which a FUA has been submitted, the IWMC may waive the insurance requirement. To be considered, the User must submit a request in writing at the time of submission of the FUA. This request must include a sworn statement of hardship that the event is not supported, sanctioned or advertised by any organization, business or foundation. With the exception of the sale of goods/services, the IWMC decision to waive insurance requirement shall not be based upon or influenced by the intent or content of an event.
- ______4) ALCOHOL**: The consumption of alcohol is prohibited without the expressed written approval of the IWMC (see part VI). It may only be dispensed by a bartender with appropriate licensing and done so in accordance with all applicable laws. Bartender license copies must be provided to the IWMC prior to the event. All events are required to abide by all Indiana Excise regulations and policies which will be strictly enforced by the IWMC staff and security.

and a portable audio unit for additional charge for a technic staff prior to the event to pre-	DIO VISUAL EQUIPMENT: The IWMC maintains a complete audio visual package for the auditorium or the meeting rooms/halls. Depending on the complexity of the AV requirements, there may be an ician at a rate of \$50.00 per hour. Users requesting the audio visual package are required to meet with the pare the equipment. It is the responsibility of the User to obtain an appointment with the staff at least one equipment other than a microphone is required, to ensure that all computer presentations or other AV operly.
	ON: User will receive 100% of prepaid fees when cancellations are made at least 60 days before the event. 60 days before the event will result in the forfeiture of the entire rental fee.
	The IWM provides a list of Preferred Caterers as a suggestion and not a requirement. User may be required non-preferred caterer. Portable grills or cooking stoves are not allowed on IWMC properties.
8) CLEANING AN	D TRASH REMOVAL:
a. The property is of IWMC will conduct a post event not present, deficiencies will be. Users are require event and before vacating. We c. Users are response Indiana War Memorial will	deemed to be in satisfactory condition when it is left in the same condition as it was prior to the event. The rent inspection, ideally accompanied by User to determine condition of premises. In the event that User is the recorded with photographs and provided to User along with invoice for cleaning/repair costs. The red to remove from the premises all trash, decorations, and other materials immediately following the When trash removal is not performed, the User will be charged a fee ranging from \$200.00 to \$1,000.00. Sible for any damage or stain which occurs as a result of the removal of trash. Specifically, the steps of the be required to be pressure washed if a stain is left behind. Pressure washing must be completed by a redividual with the utmost care taken to preserve the integrity of the step surface and grout.
for event. The User is respondled to the clean-up, trash removal, or face.	the User assumes full responsibility for the character, acts, and conduct of all persons admitted on premises assible for all damages to the premises caused by User's event. If the User does not complete the requisite ails to remediate damages, the venue will be restored by IWMC staff and/or contractor and User agrees and all labor, fees, and materials resulting from noncompliance of this agreement.
thumb tacks, carpet tape, duc confetti, glitter, stickers, birds	NS: All decorations must be approved prior to event setup. The IWMC <u>prohibits</u> the use of nails, staples, et or masking tape, and other adhesive products on walls or IWMC surfaces/structures. Also prohibited is seed, fog machines, rice, paint, or chalk. Bubbles may be used in exterior spaces only. Candles are restricted erior candles must be appropriately contained and require prior approval from the IWMC.
materials used during an ever with IWMC. A ramp is locate safeguard of any materials an	ELIVERIES AND RECEIVING: All deliveries for an event must be prearranged through the IWMC. All not must be removed from the premises immediately following the event unless other arrangements are made and on the northwest side of the building on Michigan Street. The User is responsible for the security and ad/or equipment introduced on the premises. No vehicle is permitted to drive/park on sidewalks or grass approval. If permission is granted, a protective material must be placed under the vehicle to prevent staining IWMC property.
	AVAILABLE : The IWMC has limited quantities of tables and chairs available for interior use on a first charge. Priority is given to military events.
13) ELECTRICAL	: There is 110V, 20 AMP electrical service available in most interior areas of the IWMC and a limited

______14) EXTERIOR EVENTS: Exterior event Users are required to contact the Physical Plant Director at 317-716-8376 (Monday – Friday 7am – 3pm) to clarify electric and water needs no later than seven (7) days prior to event. Veterans Memorial Plaza and University Park may only be used for events attracting less than 3,000 people. Events attracting greater than 3,000 people must rent American Legion Mall. Large events hosted attracting greater than 30,000 people will incur an additional \$1,000.00 usage fees. The

installation of grounding rods are not permitted on IWMC properties.

amount of the same in the outdoor parks and Monuments. If electrical requirements are beyond what exists; the User should contact the Physical Plant Director at 317-716-8376 to determine if a licensed electrician is required to rectify the situation. A member of the IWMC maintenance staff must be present to assist the electrician. Users may opt to use generators for their electrical needs with the approval of the Physical Plant Director. A protective pad or mat is required to be placed under any fuel powered generator. The



IWMC reserves the right to disapprove large events upon application receipt if the event is scheduled within seven (7) days of an already scheduled large exterior event. This right will be exercised with respect to the state of the exterior grounds, foliage and plantings. __ 15) EVENT HOURS: All interior events require the presence of IWMC Staff in addition to ILEA security and will be charged \$25.00 per hour for each hour the event runs past 5:00pm. Interior events must be completed and cleaned up by no later than midnight. If an event extends beyond the approved time, additional fees will apply. Daytime events may not interfere or impede daily operations during normal operating hours. The IWM Museum is open to the public Wednesday through Sunday 9:00am - 5:00pm, the Civil War Museum is open Wednesday through Sunday 10:30am - 5:30pm. Interior events are permitted to begin set-up 2 hours prior to the event. _____ 16) MUSIC AND ENTERTAINMENT: Arrangements for music and other entertainment must be approved by IWMC. All music, entertainment, and other activities must not interfere with daily Museum operations. All music levels during the event must conform to the city/county noise ordinance. ____ 17) PHYSICALLY CHALLENGED AND PARKING: Metered parking is available around the IWMC and the entire plaza. Handicapped parking is available on Michigan Street. An access ramp is located on the northwest side of the building on Michigan Street. No parking is permitted within the PERMIT zones on Michigan or North Streets. 18) PRINTED MATERIALS, PROMOTION OF EVENTS AND SIGNAGE: The User shall neither sell nor distribute anything of value without the prior consent of the IWMC. The User agrees to submit any information, including programs and invitations, containing the IWM name, image, or logo to the office for approval prior to printing or airing. Media coverage of the event must be approved by the IWMC prior to the event. All displayed signage must be approved by the IWMC. 19) OTHER SERVICES: Other special requirements will be dealt with on a case by case basis. If the IWMC cannot provide certain requirements, the event sponsor is free to seek assistance elsewhere with prior approval. 20) SECURITY: The IWMC is staffed with Capitol Police security; this security extends to the building and grounds and does not qualify as event security. Events requiring security presence are responsible for hiring an outside security firm. 21) SMOKING: Smoking is not permitted in the IWMC buildings. Smoking is permitted outside, in designated areas greater than 8 feet from any entrances or walkways leading to or from the IWMC buildings. 22) PUBLIC SAFETY: User is responsible for obtaining the proper permits for any stage or tent erected. For tents and stages, contact Indianapolis Department of Code Enforcement at (317) 327-4849 www.indy.gov/specialevents and Indiana Department of Homeland Security at (317) 232-2318 www.in.gov/dhs/2795.htm. User is responsible for ensuring the safety of the public and all event staff and attendees. Exterior public events are required to have an emergency plan to include the User's point of contact for severe weather determination and evacuation of attendees and staff. The IWMC and its agents reserve the right at any time to revoke a permit, cancel the facility rental agreement, cancel an event and/or "shut-down" an event in any case where it may be determined that the event may result in damage or disgrace to the IWMC properties/Monuments/Memorials or when the event may result in harmful or unsafe conditions for event staff, event attendees, IWMC staff and/or members of the general public. 23) WEDDING RECEPTIONS: Wedding Receptions are subject to the following policies in addition to line items (not noted with " ** ") listed above: Fees: A 50% discount may be applied to the Wedding Reception Rental Fee (\$3000,00) only in the case of the bride, groom, or parents of either the bride or groom being active duty Military or an honorably discharged Veteran. The use of Pershing Auditorium for rehearsal and Ceremony is included in the \$3000.00 fee. Wedding Ceremonies and Receptions are restricted to begin after the Museum closes (Wed - Sun 5pm); the IWM must be restored to public readiness prior to midnight. <u>Caterers:</u> Wedding Receptions are restricted to contracting with MBP Catering; see Part VII. Cleaning and Trash Removal: Wedding receptions are required to contract with one of the Cleaning Services listed in Part VII; no exceptions will be granted. Pre-payment of cleaning fees must be paid directly to the Cleaning Company prior to final approval of the Wedding Reception by the IWM; if Cleaning Company notifies IWM of non-payment, the Wedding reception is subject to cancellation. User is held responsible for all trash removal, damage to IWM facilities and for returning the facility to the same condition as it was prior to the wedding reception.

Capacity: Wedding Receptions are limited to 180 guests, including the wedding party.



Part III Agreement

The information contained herein, shall upon acceptance by the Indiana War Memorials Commission (IWMC) become binding parameters governing the conduct of the requested event. Intentionally erroneous or misleading data will be grounds for cancellation or termination of the event.

I hereby affirm that the submitted information is true and correct to the best of my knowledge. I further affirm that I am authorized to apply for this permit and to enter into agreements on behalf of the User identified on this application. I have read and understand the rules and regulations governing the use of IWMC facilities, and agree to abide by the rules and regulations and ensure that the User identified herein also agrees to abide by said rules and regulations. The User agrees that while renting the IWMC properties the user will not exclude anyone from participation in, deny anyone benefits of, or otherwise subject anyone to discrimination because of a person's race, color, gender, religion, creed, national origin, ancestry, age or handicap.

The User agrees to indemnify, defend, and hold harmless the State of Indiana, the Indiana War Memorials Commission, and its agents, officers, members, guests, employees, and/or contractors from all claims and suits including court costs, attorney's fees and their expenses caused by any act or omission of the User or its contractors for the event described in this application.

The User further agrees to indemnify, defend, and hold harmless the State of Indiana, the Indiana War Memorials Commission, and its agents, officers, members, guests, employees, and/or contractors from all liability which may result from severe weather, an act of terrorism or other catastrophic event.

Applicant:	(Individual requesting use of facilities)
Signature:	
Event Name: _	
Event Date: _	
Date Signed:	
	Caterer's Information
Company Nam	e:
Contact Persor	
Phone:	Delivery date and Time:
Additional Ve	ndors: Independent Bartender



Part IV IWM Interior Venue Set-Up Request

The set up of the properties of the IWM is the responsibility of the User but the staff is willing to help if available. Materials including tables and chairs must be returned to the same location as prior to your arrival unless otherwise directed by the staff.

Available Equipment

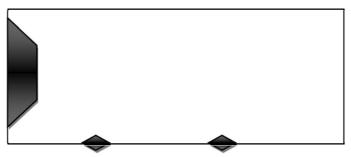
- 20 60" round banquet tables (seats 8)
- 20 8' rectangular tables
- 10 tall cocktail tables (36" round)
- 170 white resin folding chairs
- 80 metal folding chairs
- Spruance Hall has 60 blue club style chairs
- Shoup Hall has 60 burgundy club style chairs
- Drop down screen available in Shoup and Spruance Halls and Auditorium
- One portable audio unit with microphone

Spruance Hall

Draw a Diagram of your setup: Room Dimension 24' x 55'

X =folding chairs C =club chairs



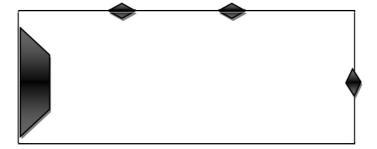


Shoup Hall

(Has an attached kitchen area for food preparation and staging)

Draw a Diagram of your setup: Room Dimension 24' x 55"

 $X = \text{folding chairs } C = \text{club chairs } \sqcup \text{or } \bigcup = \text{table}$



Pershing Auditorium

The auditorium offers capabilities including computer presentations on a 15' drop down video-format viewing screen, a 570-watt per channel audio system with CD, all in an acoustically sound theater that seats 500. The stage measures 26' x 14'. User must provide laptop for presentations. The auditorium is dedicated to General Pershing, whose portrait adorns the backdrop of the stage. This portrait will not be covered for any event held in the Pershing Auditorium.

Podium Yes Number No State and National Flags Yes No Number of microphones available: 1 lapel, 1 wireless, 6 corded			
Number of microphones needed: (not to exceed 2 wireless)			
Wireless Lapel Wireless handheld Corded			
Video/PowerPoint Presentation CD			
Live Entertainment			
Grand Lobby			
Draw a Diagram of your setup: Room Dimension 23' x 117'			
X = folding chairs $C = $ club chairs			

West Foyer dimensions: 20' x 33'

East & West Hallway dimensions: 11' x 99'

Shrine Room dimensions: 53' x 53' with 22' x 22' altar

MAXIMUM CAPACITY			
	Lecture	Reception	Reception
Venue	Set Up	Style with	Style with
		Club Chairs	folding chairs
	Not		
Grand Lobby	recommended	120	180
Shoup Hall	60	60	120
Spruance Hall	60	60	120
West Foyer	Not	30	50
	recommended		





Part V Outdoor Set-Up (American Legion Mall, Veterans Memorial Plaza, IWM Promenade, University Park, Soldiers and Sailors Monument)

Please specify your intended arrangements for the following: (NOTE: Activities marked with an * will require separate approval from various city/county offices.) Event Parking _____ Portable Toilets: Number _____ Locations Event Security * Street Closures * Food/Beverage Vending * Alcohol Beverage Sales Merchandise Vending Emergency Medical Water/Electric Power Sources Post Event Cleanup Number/Type Trash Receptacles _____ Solid Waste Removal **If trash is left on premises, User will be fined \$200.00 to \$1,000.00** *Placement of Stage(s) *Placement of Tent(s) __ *For tents and stages contact Indianapolis Department of Code Enforcement at (317) 327-4849 www.indy.gov/specialevents and Indiana Department of Homeland Security at (317) 232-2318 www.in.gov/dhs/2795.htm. Other Planned Structures _____ List Contractors/Vendors Involved Additional Details ______



Part VI Alcohol Use Request Form

Applicant:		
Organization:		
Event Name:		
Date of Event:		_
Requested Venue:		
Beverages to be served: Beer O W	ine O Liquor O	
Name of Licensed Bartender:		
Company Name:		
Acceptance of Legal Responsibility by the	Applicant/Responsibl	e Person:
related to the service of alcoholic beverages State of Indiana. I further understand tha agree, by signing this use request, to accept during my event on the Indiana War Men	is not the liability of t severe liability may t any and all liability norial Commission's p	a licensed bartender. I understand the liability the Indiana War Memorial Commission, or the result from the service of alcoholic beverages. I resulting from the service of alcoholic beverages properties. I further agree to hold harmless the m any and all claims resulting from the service of
Applicant/Responsible Event Sponsor Sign	ature	Date
For Office Use Only		
Approved Denied		
Reason for Denial		
Authorized Signature		Date





Part VII Wedding Receptions

Users utilizing Indiana War Memorial facilities for Wedding Receptions are required to engage in contract with the following companies prior to Commission approval of the Wedding Reception.

Food and Beverage will be provided exclusively by MBP Catering.

MBP Catering (317) 636-4444 www.mbpcatering.com

Cleaning Services will be provided by one of the three listed companies. User must ensure that the Indiana War Memorial is returned to pre-event condition prior to 12:00am. It is suggested that User arrange for the cleaning company to be onsite no later than 11:00pm. User is held responsible for all trash removal and damage to IWM. Cleaning Services should cost no more than \$200.00.

Kell's Cleaning Kelly Williams (317) 437-9327

IndyClean, Inc. Jill McBride (317) 610-6671

JTF Cleaning Service Torie Lowe (317) 640-1695





Part VIII Preferred Caterers (not applicable for Wedding Receptions)

The preferred caterers listed below are provided as a suggestion.

The \$100.00 vendor fee (as listed in Part II, Item 7) is waived when a preferred caterer is utilized.

Preferred Caterers

Hoaglin Catering & Hoaglin Every Day (317) 924-3389 www.hoaglincatering.com

MBP Catering (317) 636-4444 www.mbpcatering.com

IndyAnna's Catering 317-853-6575 www.indyanna.com

Thomas Caterers of Distinction (317) 542-8333
www.thomascaterers.com



Filed: 6/12/2018 3:21 PM Myla A. Eldridge Clerk Marion County, Indiana

STATE OF INDIANA)	IN THE MARION COUNTY SUPERIOR COURT
COUNTY OF MARION)SS:)	CRIMINAL DIVISION ROOM 14 CAUSE NUMBER: 49G14-1611-F6-043092
STATE OF INDIANA)	
)	
VS.)	
)	
WILLIE HEMPHILL)	

MOTION TO DISMISS

COMES NOW the Defendant, William Hemphill, by counsel, James McGinley, and and respectfully moves this Court, pursuant to I.C. 35-34-1-4, to dismiss all counts of the Information filed in this cause.

In support of his motion, the Defendant states:

- On November 2, 2016, two Indianapolis Metropolitan Police Department (IMPD)
 officers approached the Defendant and a group of individuals at 500 N. Meridian Street,
 Indiana War Memorial Plaza, for having alcohol at the plaza.
- 2. The Defendant was subsequently searched, arrested and charged in the above-mentioned cause number with Count I: Dealing in Marijuana/F6 (with a prior conviction) and Count II Possession of Marijuana/MA (with a prior conviction).
- 3. Per Indiana Statute, this area is property of the State of Indiana, Indiana War Memorial Historic District.
- 4. Indiana Code 10-11-2-28 assigns security of this property to the Capital Police of the Indiana State Police who "shall" enforce State rules.
- 5. The Defendant did not commit or attempt to commit a crime in the presence of IMPD officers, and therefore IMPD officers had no legal authority to enforce, or attempt to enforce, Indiana War Memorial Commission rules with regards to alcohol on its property.

6. Furthermore, Defense has not received a written order from the Superintendent of the

Indiana State Police Department to transfer security of this property to the Indianapolis

Metropolitan Police Department per Indiana Code 10-11-2-28.

7. Therefore, Indianapolis Metropolitan Police Department had no jurisdiction, or legal

authority, to enforce Indiana War Memorial rules and this matter must be dismissed

pursuant to I.C. 35-34-1-4 (10).

In accordance with Criminal Rule 3, a memorandum stating specifically the grounds for

dismissal is filed herewith and is incorporated by reference.

WHEREFORE, Defendant moves the Court to set this matter for a hearing if allegations set forth

herein are denied by the State. If any of these allegations are admitted or shown at a hearing on

the motion to be correct, Defendant requests the above-mentioned cause number, and all of its

counts, to be dismissed.

Respectfully submitted,

/s/ James McGinley # 23962-49

James McGinley 23962-49

Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the Marion County Prosecutor's Office pursuant to Indiana Rule of Trial Procedure 86 via electronic filing on

the date of filing.

/s/ James McGinley # 23962-49

James McGinley

Attorney for Defendant

James McGinley 151 N. Delaware, Ste 1950 Indianapolis, IN 46204 Ofc: (317) 507-5400

STATE OF INDIANA))SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM 14
COUNTY OF MARION)	CAUSE NUMBER: 49G14-1611-F6-043092
STATE OF INDIANA)	
)	
VS.)	
)	
WILLIE HEMPHILL)	

MEMORANDUM IN SUPPORT OF DEFENDANT'S MOTION TO DISMISS

FACTS

According to the probable cause affidavit in this matter on November 2, 2016, two Indianapolis Metropolitan Police Officers, John Walters and Mark Gregory, in full police uniform and fully marked police bicycles, were on bicycle patrol through the Indiana War Memorial Plaza at 500 N. Meridian Street. They observed a group of individuals with beer cans in their hands and confronted them about having alcohol on the property. One of the individuals, the Defendant, shoved an unknown object from his right hand into his pants pocket. Furtive movements were also noticed by the IMPD officers, however, no crime was seen by them. A subsequent pat-down search was conducted, where marijuana was allegedly found on the Defendant's person. The Defendant was arrested and charged with two counts in this matter, Count I: Dealing in Marijuana (F6) and Possession of Marijuana (MA).

ISSUE PRESENTED

Do Indianapolis Metropolitan Police Department officers have jurisdiction to enforce Indiana War Memorial rules on Indiana State property?

SHORT ANSWER

No. The Indiana War Memorial is property of the State of Indiana. Indiana Code 10-11-2-28 assigns security of this property to Indiana State Police, Capitol Police and there was no written agreement in place between the Capitol Police and the Indianapolis Metropolitan Police Department to share or transfer the security of that property to the Indianapolis Metropolitan Police Department.

DISCUSSION

The Indiana War Memorial Plaza, is State of Indiana property, described in Indiana Code 10-18-1-16 (exhibit A, attached) and located within the Indiana War Memorial Historic District. Indiana Code 10-11-2-28 (exhibit B, attached) defines security at Indiana state buildings and grounds. Also under that statute, it states that Indiana Capitol Police are the officers who are assigned to security activities on that property, stating that "Capitol Police officers shall enforce IC 4-20.5 and rules of the Indiana department of administration".

There is no mention that local law enforcement, such as Indianapolis Metropolitan Police Department, is granted any authority to enforce the security of this State of Indiana property. Under Indiana Code 10-11-2-28 the superintendent may adopt rules to "carry out the responsibilities for security of state property under this section", however no rules have been discovered by the State or found yet by the Defense to be in place pertaining to granting the Indianapolis Metropolitan Police Department jurisdiction to enforce Indiana War Memorial rules or policies.

Additionally, local news reports and videos have been written about IMPD lacking jurisdiction in the Indiana War Memorial Historic District. On October 26, 2017, Indianapolis television station Channel 4, cbs4indy.com, wrote of the jurisdictional issues in the downtown State of Indiana properties, "IMPD officers can respond to an acute incident, such as the original report of the monument attack, they are restricted in their ability to proactively patrol such state properties, such as the mall and its greenspace" (Exhibit C, Attached). That article also included that city attorneys were currently working on an agreement between the two police departments. In April of 2018, Indianapolis' Fox 59 television website, fox59.com, wrote that "The Attorney General's office is engaged in developing protocols and a memorandum of understanding that would open its parks and monuments to proactive IMPD patrols and reduce the hours of park access to permit enforcement of trespassing laws" (exhibit D, Attached).

There is no law in the State of Indiana against consuming alcohol in a public place. However, in the Indiana War Memorial Commission Facility Use Application and Agreement there is a provision against the consumption of alcohol (Attached, Exhibit E). Section II, Policies and Regulations, paragraph 4 it specifically mentions that alcohol is prohibited without the consent of the Indiana War Memorial Commission and that rule "will be strictly enforced by the IWMC staff and security." Therefore, even the IWMC acknowledges that only staff and security, and not IMPD, are the only people who can enforce their alcohol policy.

Due to the fact that Indianapolis Metropolitan Police Department lacked jurisdiction to

enforce security, specifically Indiana War Memorial rules, on State of Indiana property and did

not see the Defendant in the commission of a crime, there exists jurisdictional impediment to

convict the Defendant of the offenses charged, pursuant to I.C. 35-34-1-4 (10) and we request that

all charges in this matter be dismissed pursuant to statute.

Respectfully submitted,

/s/ James McGinley # 23962-49

James McGinley 23962-49

Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the Marion County Prosecutor's Office pursuant to Indiana Rule of Trial Procedure 86 via electronic filing on

the date of filing.

/s/ James McGinley # 23962-49

James McGinley

Attorney for Defendant

James McGinley

151 N. Delaware, Ste 1950

Indianapolis, IN 46204

Ofc: (317) 507-5400

Courtroom Minutes - Criminal Pre-Trial/Guilty Plea

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 06/04/2018 9:00 AM

RESOURCES
Hearing Judge: Ronnie -M Huerta / □ COM / □ MAG / □ TJ / □ PT / □ SR
Court Reporter: Ky
<u>RESULTS</u>
☑Commenced & Concluded □Continued □Vacated
State by Deputy Prosecutor / [Towns-end
Defendant in Person Dby counsel Ryan Thomas O'Connell / D MCGinley
WARRANTS
□ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of
☐ Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[OCOS] Surety is continued
□[OLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond HFFTC 6.13.18 1200pm HEARINGS Future Hearing Type: Date: 4.18.18 Time: 8.30Am
HEARINGS (2.18.18.18.18.19.18.19.18.19.18.19.18.19.19.19.19.19.19.19.19.19.19.19.19.19.
Future Hearing Type: Date:
Interpreter: Yes Language Needed: Hearing(s) Vacated INTERIM CONDITIONS Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. EVENTS/ORDERS Hearing(s) Vacated Speedy deadline 8.13.18
INTERIM CONDITIONS Speedy are
Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
EVENTS/ORDERS 8 1 (3 (3
□[RP] Report to Probation. □[RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
□ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense
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□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry
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□ [RDHC] Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
□[DHC] Defendant to be Held in Custody. □Probation □Community Corrections □Parole □7 Day Hold □15 Day Hold
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed.
□[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.

Version: 2014-1.1 Date: 06/02/2014

Filed: 6/20/2018 4:36 PM Myla A. Eldridge Clerk Marion County, Indiana

STATE OF INDIANA COURT)	IN THE MARION SUPERIOR
COUNTY OF MARION) SS:)	CRIMINAL DIVISION, ROOM 14
STATE OF INDIANA,)	
v.)	CAUSE NO.: 49G14-1611-F6-043092
WILLIE HEMPHILL)	

STATE'S MOTION IN OPPOSITION TO DEFENDANT'S MOTION TO DISMISS

Comes now the State of Indiana, by and through its undersigned Deputy Prosecuting Attorney, and hereby files its Response to Defendant's Motion to Dismiss. In support thereof, the State submits the following:

Statement of Facts

On December 11, 2017, an Evidentiary Hearing was held. At the hearing the Indianapolis Metropolitan Police Department Officer John Walters and Sgt. Mark Gregory testified. Testimony included the following:

- 1. On November 2, 2016 at 7:38 p.m., Officer John Walters and Sgt. Mark Gregory with the Indianapolis Metropolitan Police Department were on bike patrol. While on bike patrol, the Officer's observed a group of individuals sitting at a picnic table at the Indiana War Memorial Plaza, 500 N. Meridian St., Indianapolis, Marion County, Indiana. The Officer's observed that the individuals either had beer cans in their hands or had beer cans sitting near them on the table.
- 2. Officer Walters believed that having alcoholic beverages in the park is prohibited. Officer Walters testified that there is a city ordinance that prohibits alcoholic beverages in city parks. Officer Walters believed he was "working under this ordinance" at the time of the incident.
- 3. In addition to the city ordinance, Officer Walter testified that at all four corners of the park, there are signs informing park guests that alcoholic beverages are prohibited inside

- the park. Officer Walters believed he was also enforcing the no alcoholic beverages allowed in the park rule.
- 4. Officer Walters and Sgt. Gregory approached the individuals on their police issued bicycles. When the Officers got within ten feet of the individuals, Willie Hemphill, the Defendant, saw the officers and shoved an unknown object into his right front pant pocket. Officer Walters testified that in this area, people openly drink alcoholic beverages, openly use drugs and sell narcotics. Officer Walters believed that the Defendant was trying to conceal something from the police officers.
- 5. Officer Walters patted down the Defendant for officer safety. Officer Walters testified that he has come into contact with individuals carrying knives and guns in the park. Officer Walters also stated that there have been robberies committed at the parks in the downtown area.
- 6. During the pat down, Officer Walters could feel a baggie containing multiple similar sized baggies in Defendants' right pant pocket. Based on Officer Walters training and experience, he believed this to be marijuana or synthetic marijuana. A search of the Defendant's pocket revealed that the baggie contained marijuana.
- 7. Defendant was arrested for Count I: Dealing in Marijuana, a Level 6 Felony (with a prior conviction) and Count II: Possession of Marijuana, a Class A Misdemeanor.
- 8. The Motion to Suppress was denied on December 11, 2017.
- 9. The Court held that based on the following factors, the pat-down of the Defendant was lawful.
 - a. As the Officers were approaching, the Defendant suddenly shoved his hand into his pocket;
 - b. The number of individuals the Officers were dealing with;
 - c. Time of day;
 - d. The Officers have recovered weapons in the park on previous occasions;
 - e. The Officers training and experience.

Argument

1. Jurisdiction to Enforce Indiana War Memorial Rules

The State of Indiana agrees with Defense that at the time of Defendants arrest, there was not a working agreement between the Indianapolis Metropolitan Police Department and the State of Indiana to allow Indianapolis Metropolitan Police Department to enforce the posted rules of the Indiana War Memorial. These "rules" are not a criminal in nature and include the following:

- a. No Alcoholic Beverages
- b. No Motorized Vehicles
- c. No Dogs Without Leashes
- d. No Loitering
- e. Pickup After Your Pets
- f. Do Not Feed The Birds
- g. Do Not Litter

2. Enforcing Ordinance Violations

The Indiana Court of Appeals has said, "It is well settled that a police officer may briefly detain a person whom the officer believes has committed an infraction or an ordinance violation." *Croom v. State*, 996 N.E.2d 436, 441 (Ind.App. 2013). Additionally, Indiana Code 34-28-5-3 provides the enforcement mechanism for enforcing ordinances. According to I.C. 34-28-5-3, Whenever a law enforcement officer believes in good faith that a person has committed an infraction or ordinance violation, he may detain that person for a time sufficient to:

- A. Inform the person of the allegation;
- B. Obtain the person's:
 - a. Name, address, and date of birth; or
 - b. Driver's license, if in his possession; and
 - c. Allow the person to execute a notice to appear.

In this case, the Officers approached the group of individuals because the group had beer cans, either in their hands or on the picnic table in front to them. Officer Walters testified he believed this was a violation of not only the park rules, but was also a violation of the city ordinance relating to alcoholic beverages being prohibited in parks. Based on *Croom v. State*, 996 N.E.2d 436 (Ind. App. 2013) and Officer Walters good faith belief that the individuals committed an ordinance violation, the Officers would have been within the law to briefly detain the individuals for the suspected ordinance violation.

3. Jurisdiction to Enforce Laws in the State of Indiana

Defense correctly stated that the Officers do not have the authority to enforce Indiana War Memorial Rules. However, Defense is incorrect in asserting that the Officers do not have jurisdiction to enforce the Indiana Criminal Code on the Indiana War Memorial Property. Indiana law does not place a "jurisdictional limitation on the authority of law enforcement officers, including city police officers, to detain or stop individuals for committing infractions." *Lashley v. State*, 745 N.E.2d 254, 258 (Ind.App. 2001).

The actions of pulling someone over, arresting him, etc. are within the general scope of a police officer's authority under the law. Although *Lashley*'s ruling is specifically on jurisdictional limitations of a police officer to detain or stop for infractions, the State would assume that there are also no jurisdictional limits to making arrests.

In this case, Officer Walters actions were within the scope of a police officer's authority. The Officer's approached the individuals regarding a city ordinance/park rule violation. As the Officers were approaching, the Defendant shoved his hand into his pocket. Concerned for officer safety, a pat down of the Defendant was conducted, where it was discovered by Officer Walters that the Defendant had a substantial amount of marijuana in his pocket, which is a clear violation of I.C 35-48-4-10(a)(1) and I.C. 35-48-4-11(a)(1).

4. Fourth Amendment and Investigatory Stops

Police may "make a forcible stop of a person when the officer has reasonable, articulable suspicion that the person has been, is, or is about to be engaged in criminal activity." *United*

States. v. Place, 462 U.S. 696, 702 (1983); Corwin v. State, 962 N.E.2d 118, 120 (Ind.App. 2012); Crabtree v. State, 762 N.E.2d 241 (Ind.App. 2002). The suspicion of criminal activity does not need rise to the level of probable cause, the suspicion only needs to be "reasonable." Terry v. US, 392 U.S. 1 (1968). For the requirement of a reasonable suspicion of criminal activity to be satisfied, "the police officer must be able to point to specific and articulable facts which, reasonably taken together with rational inferences with those facts, reasonably warrant that intrusion." Id

As to the Indiana Constitution, the Court of Appeals has held "the protections provided by Article I, § 11 of the Indiana Constitution regarding investigatory stops to be consistent with federal interpretation of the protections provided by the Fourth Amendment to the United States Constitution." *State v. Bulington*, 783 N.E.2d 338, 348 (Ind.App. 2003). The totality of the circumstances must be considered in whether the investigatory stop was based on a reasonable suspicion. *Shinault v. State*, 745 N.E.2d 241 (Ind. Ct. App. 2001).

Defendant's rights under Article I, Section 11 of the Indiana Constitution and the Fourth Amendment of the United States Constitution were not violated. The Officers originally approached the group of individuals due to a park rule/city ordinance violation. However, prior to making contact with the Defendant regarding the violation, the Defendant shoved his hand in his pocket. Defendant's action of shoving his hand in his pocket, in what Officer Walters described as an attempt to conceal something from the Officers, amounted to reasonable articulable suspicion that a crime was occurring, thus permitting an investigatory stop under the Fourth Amendment. The specific, articulable facts of the area being known for high narcotics activity, robberies and weapons arrests satisfy the requirement of reasonable articulable suspicion to detain.

5. Reasonable Conduct Under Indiana Constitution

To determine whether a search or seizure violates Article I, Section 11 of the Indiana Constitution, courts must evaluate the "reasonableness of the police conduct under the totality of the circumstances." *Litchfield v. State*, 824 N.E.2d 356, 359 (Ind.2005) (citing *Moran*, 644 N.E.2d at 539). In *Litchfield*, the Indiana Supreme Court held "In sum, although we recognize there may well be other relevant considerations under the circumstances, we have explained reasonableness of a search or seizure as turning on a balance of: 1) the degree of concern,

suspicion, or knowledge that a violation has occurred, 2) the degree of intrusion the method of the search or seizure imposes on the citizens' ordinary activities, and 3) the extent of law enforcement needs." *Id.* at 361. Additionally, when evaluating whether an officer's conduct was reasonable within the totality of the circumstances, Indiana courts must consider the facts as a whole along with the officer's training and experience. *McGrath v. State*, 2018 Ind. LEXIS 328 * 10 (2018) (citing *District of Columbia v. Wesby*, - U.S. -, 138 S. Ct. 577, 589 (2018).

The conduct of the Officers was reasonable under the three factors of the *Litchfield* balancing test. First, the degree of concern, suspicion, or knowledge that a violation has occurred was high. The Officers testified that the area being known for high narcotics activity, such as drug use and drug sales. Additionally, upon seeing the Officers, the Defendant immediately shoved his hand into his pocket. Officer Walters believed the Defendant was trying to conceal something from the Officers.

Secondly, the degree of intrusion the method of the search or seizure imposes on the citizens' ordinary activities is low. The Officers' action of riding up to the Defendant to discuss the ordinance violation/park rule is minimal. Only after the Defendant made furtive movements that the Officers decided to conduct an outer clothing pat down.

Lastly, the extent of law enforcement needs is high. Law enforcement officers have a high priority for officer safety and to stop narcotic activity in the park.

Conclusion

Wherefore, the State respectfully requests this Court to find in favor of the State and deny the Defendant's Motion to Dismiss.

Respectfully,

/s/ Brandon Townsend
Brandon Townsend
Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been served upon the defendant via his counsel of record by either personal service, first class U.S. mail, or by placing a copy in the public defender's mailbox, on this the date of filing.

/s/ Brandon Townsend

Brandon Townsend

Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 East Ohio Street, Suite 160 Indianapolis, Indiana 46204 (317) 327-5466

Filed: 6/22/2018 3:52 PM Myla A. Eldridge Clerk Marion County, Indiana

STATE OF INDIANA COURT)	IN THE MARION SUPERIOR
COUNTY OF MARION) SS:)	CRIMINAL DIVISION, ROOM 14
STATE OF INDIANA,)	
v.)	CAUSE NO.: 49G14-1611-F6-043092
WILLIE HEMPHILL)	
	,	

SUPPLEMENT TO THE STATE'S MOTION IN OPPOSITION TO DEFENDANT'S MOTION TO DISMISS

Comes now the State of Indiana, by and through its undersigned Deputy Prosecuting Attorney, and respectfully requests the Court add the following document to the State's Motion in Opposition of Defendant's Motion to Dismiss that was filed on June 20, 2018.

1. Jurisdiction to Enforce Indiana War Memorial Rules

The State of Indiana agrees with Defense that at the time of Defendants arrest, there was not a working agreement between the Indianapolis Metropolitan Police Department and the State of Indiana to allow Indianapolis Metropolitan Police Department to enforce the posted rules of the Indiana War Memorial. These "rules" are not a criminal in nature and include the following:

- a. No Alcoholic Beverages
- b. No Motorized Vehicles
- c. No Dogs Without Leashes
- d. No Loitering
- e. Pickup After Your Pets
- f. Do Not Feed The Birds
- g. Do Not Litter

However, just because the Officers cannot enforce the park rules, doesn't mean the Officers acted inappropriately. The Officers rode their bicycles in the Defendant's direction to speak to him about a park rule violation. The Officers never communicated the rule violation to the

Defendant. When the Officers were around ten feet away from the Defendant, Defendant shoved his hand in his pocket. At that time, the Officers conducted a pat-down of the Defendant.

The period of time from when the Officers observed the rule violation until the Officers patted down the Defendant was consensual. A consensual encounter that does not implicate the Fourth Amendment occurs when an officer approaches an individual to make a casual and brief inquiry and the individual remains free to leave. The test for whether a reasonable impression existed that the individual was free to leave is 'what a reasonable person, innocent of any crime, would have thought had he been in the citizen's shoes. *Woodson v. State*, 960 N.E.2d 224, 227 (Ind. Ct. App. 2011).

As an illustration, in *Overstreet v. State*, the defendant pulled into a gas station and was fueling his vehicle. An officer pulled his vehicle behind the defendant without activating his lights, approached him, asked for identification, and questioned him about some suspicious activity the officer had observed. The Court held that this was a consensual encounter. 724 N.E.2d 661 (Ind. Ct. App. 2000). Additionally, in *Jefferson v. State*, 780 N.E.2d 398, 404 (Ind. App. 2002) the Indiana Court of Appeals held that "no seizure occurs from the simple act of an officer approaching the occupant of a parked car to ask a question."

Court of Appeals has observed that a "situation could escalate to a seizure 'when a police officer orders a suspect to freeze or get out of the vehicle. The Fourth Amendment may also be implicated when police 'box in' a suspect's vehicle, approach the vehicle 'on all sides by many officers,' point a gun at the suspect, or order the suspect to place his hands on the wheel.'" *Id.* However, that is not the case in this matter. The Officers testified that they did not use lights or sirens or use any force as they were approaching the Defendant on their police bicycles.

The Defendant's action of shoving his hand into his pocket, not the rule violation, led to the Officers performing a pat-down of the Defendant. The period of time prior to the Officers patting down the Defendant was consensual, and Defenses' assertion that this case should be dismissed because the Officers don't have the authority to enforce the park rules should be denied.

/s/ Brandon Townsend
Brandon Townsend
Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been served upon the defendant via his counsel of record by either personal service, first class U.S. mail, or by placing a copy in the public defender's mailbox, on this the date of filing.

/s/ Brandon Townsend

Brandon Townsend

Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 East Ohio Street, Suite 160 Indianapolis, Indiana 46204 (317) 327-5466

De O. Salina

Court will address at the next PTC/hearing date

June 29, 2018

Courtroom Minutes - Criminal Pre-Trial/Guilty Plea

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723

Hearing: Final PreTrial Conference 06/13/2018 1:30 PM

RESOURCES	
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR	
Court Reporter:	
<u>RESULTS</u>	
☑Commenced & Concluded □Continued □Vacated	
□ State by Deputy Prosecutor / □ Out School	•
Defendant in Person by counsel James Michael Anthony McGinley / 🗆	
<u>WARRANTS</u>	
□ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □	
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of	·
☐ Bench Warrant Recalled	اما
WARRANT SURRENDERS + MOT	ion to
□[OTCOB] Order to terminate Notice to Produce on Cash Bond	icuaisc
□[OTSOP] Order to terminate Notice to Produce on Surety Bond	18111103
□[OSR] Order to release surety	4/A
□[OCOS] Surety is continued	
□[OLS] Late Surrender Fees Owed	
□[OFBO] Order to Forfeit Bond	
<u>HEARINGS</u>	
Future Hearing Type: Date: Date:	
Interpreter: Yes Language Needed: 6/13/2018 Hearing(s) Vacated	
INTERIM CONDITIONS	
□ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.	
EVENTS/ORDERS	
□[RP] Report to Probation. □[RCC] Report to Community Corrections.	
□[NINP] Notice of Intent to Not Prosecute	
☐ [ARC] Advisement of Rights Conducted ☐ [QCSIC] Indigent Counsel Appointed at County Expense	
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□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.	

Version: 2014-1.1 Date: 06/02/2014

□[MET] S / D I	Notion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied	
□[MTD] S / D	Motion To Dismiss. Count(s) □[OGMTD] Granted □[O	DDMTD] Denied
	Motion for Leave to Amend. <i>Charge(s)</i> . \square [OGMLA] Granted \square [ODMLA] Der	
\square [MT]S/DM	otion to Terminate [OGMT] Granted. [Instruction of the content of th	ODMT] Denied.
	Motion for Alteration/Revocation of Bail Bond Filed [OGMARB] Granted.	
□[MCRH] S / [Motion for Compliance/ Hearing Review Filed . \Box [OGMCRH] Granted. \Box [\Box [\Box	ODMCRH] Denied.
	Under Advisement.	
	ler to Release from Custody to be Held for Other Agency. $\ \Box$ Community Corr	
□[SBDOA] Upo	on Satisfaction of Bond, Defendant Held for Other Agency. 🗆 Community Cor	rections / 🗆
□[ORC] Defend	dant WILLIE HEMPHILL released as to this case only	
□[ARJTRNO]	ransport Order Entered	
	ontempt	
□[ADM] Defen	dant Removed from Interim Pre-trial Release Conditions.	
□[BMVSUSP]	Court Requests Suspension of Driver. [[BMVSUSPOWI] Court Requests Susp	pension of Driver for OWI.
□ Driver's Licer	se Suspension. PC Suspension Date: BAC Refused: Y / N. BAC Re	esult: Drugs Involved: Y / N.
□[BMVPCFSUS	P] Failed with Immediate Suspension. \square [BMVPCRSUSP] Refused with Imme	ediate Suspension.
□[BMVPCFSBN	IV] Failed with Suspend Upon Notice from BMV. [[BMVPCRSBMV] Refused	with Suspend Upon Notice from BMV.
□[BMVPCFINT	Failed with Court Ordered Ignition Interlock. [BMVPCRINT] Refused with	Court Ordered Ignition Interlock.
	F] Delete a Probable Cause Failure. □[BMVSR16DER] Delete a Probable Ca	
□[BMVTERM]	Order to Terminate Refusal of Probable Cause Sent to BMV.	
	(O) Probationary Driving Privileges Data Sent to BMV.	
JUDGMENT		
Count 1	☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed	. 🗆
Count 2		
SENTENCE	_ manger carry manger not carry more	
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	☐Sentenced ☐Remanded ☐Reversed & Remanded Actual Days Confin	
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Count 1	☐ TermYearsDays Type: ☐ Jail ☐ SuspendedYears Days ☐ DOC	☐ Concurrent☐ Consecutive
	☐ Life ☐ Community Corrections	with Count/Case:
Comment:	□ Death	
Count 2	☐ TermYearsDays Type: ☐ Jail	☐ Concurrent
	☐ SuspendedYearsDays ☐ DOC	☐ Consecutive
	☐ Life ☐ Community Corrections	with Count/Case:
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☐ [FEE] FEES ☐ Add Standard ☐ [ACOND] CO	Fees □Add Custom Fees NDITIONS act: Credit Restricted Felon. □[ADOC] Abstract: Currently Serving a Sentence	
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Courtroom Minutes - Criminal Pre-Trial/Guilty Plea

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1611-F6-043092 Gallery Number: 000000683723 Hearing: Pretrial Conference 06/25/2018 1:30 PM

RESOURCES		
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Court Reporter: H.R		
RESULTS		
Commenced & Concluded		
□ State by Deputy Prosecutor / □		
Defendant in Person Dby counsel James Michael Anthony McGinley / D		
<u>WARRANTS</u>		
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WARRANT SURRENDERS		
□[OTCOB] Order to terminate Notice to Produce on Cash Bond		
□[OTSOP] Order to terminate Notice to Produce on Surety Bond		
□[OSR] Order to release surety		
□[OCOS] Surety is continued		
□[OLS] Late Surrender Fees Owed		
□[OFBO] Order to Forfeit Bond		
<u>HEARINGS</u>		
Future Hearing Type: Date: Time:		
Interpreter: Yes Language Needed: Hearing(s) Vacated		
<u>INTERIM CONDITIONS</u>		
☐ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.		
<u>EVENTS/ORDERS</u>		
□[RP] Report to Probation. □[RCC] Report to Community Corrections.		
□[NINP] Notice of Intent to Not Prosecute		
□ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense		
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested		
□ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court		
\square [RWJ] Request to Waive Jury \square [AJAJTD] Jury Trial Demand filed \square [ADMBRE] Bail Review Entry		
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bond of		
□[RDHC] Request For Defendant to be Held in Custody		
\square [DHC] Defendant to be Held in Custody. As to this Case. \square No Bond. \square Hold Until		
\square [DHC] Defendant to be Held in Custody. \square Probation \square Community Corrections \square Parole \square 7 Day Hold \square 15 Day Hold		
\square [OPIR] Order for Presentence Investigation Report \square [ADMPIR] PSI Report Filed.		
□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.		
☐[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. ☐[OGMPPA] Granted. ☐[ODMPPA] Denied.		

Version: 2014-1.1 Date: 06/02/2014

☐[MTD] S / D Motion To Dismiss. Count(s) ☐[OGMTD] Granted ☐[ODMTD] Denied
\square [MLA] S / D Motion for Leave to Amend. Charge(s). \square [OGMLA] Granted \square [ODMLA] Denied
□ [MT] S / D Motion to Terminate □ [OGMT] Granted. □ [ODMT] Denied.
☐ [MARB] S / D Motion for Alteration/Revocation of Bail Bond Filed ☐ [OGMARB] Granted. ☐ [ODMARB] Denied.
□[MCRH] S / D Motion for Compliance/ Hearing Review Filed . □ [OGMCRH] Granted. □[ODMCRH] Denied.
□[JAD] Taken Under Advisement
□ [ORCOA] Order to Release from Custody to be Held for Other Agency. □ Community Corrections / □
\square [SBDOA] Upon Satisfaction of Bond, Defendant Held for Other Agency. \square <i>Community Corrections /</i> \square
\square [ORC] Defendant WILLIE HEMPHILL released as to this case only
□[ARJTRNO] Transport Order Entered.
□[ADMCON] Contempt.
□[ADM] Defendant Removed from Interim Pre-trial Release Conditions.
□[BMVSUSP] Court Requests Suspension of Driver. □[BMVSUSPOWI] Court Requests Suspension of Driver for OWI.
□ Driver's License Suspension. PC Suspension Date: BAC Refused: Y / N. BAC Result: Drugs Involved: Y / N.
□[BMVPCFSUSP] Failed with Immediate Suspension. □[BMVPCRSUSP] Refused with Immediate Suspension.
□[BMVPCFSBMV] Failed with Suspend Upon Notice from BMV. □[BMVPCRSBMV] Refused with Suspend Upon Notice from BMV.
□[BMVPCFINT] Failed with Court Ordered Ignition Interlock. □[BMVPCRINT] Refused with Court Ordered Ignition Interlock.
□ [BMVSR16DEF] Delete a Probable Cause Failure. □ [BMVSR16DER] Delete a Probable Cause Refusal.
□[BMVTERM] Order to Terminate Refusal of Probable Cause Sent to BMV.
□[BMVSR16PRO] Probationary Driving Privileges Data Sent to BMV.
JUDGMENT
Count 1 ☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed ☐
Count 2
SENTENCE SENTENCE
Sentence Type: Sentenced Remanded Reversed & Remanded Actual Days Confined Prior to Sentencing:
* <u> </u>
Count 1 ☐ TermYearsDays Type: ☐ Jail ☐ Concurrent ☐ SuspendedYearsDays ☐ DOC ☐ Consecutive
☐ Life ☐ Community Corrections with Count/Case:
Death
Count 2
☐ SuspendedYears Days ☐ DOC ☐ Consecutive
☐ Life ☐ Community Corrections with Count/Case: ☐ Death
comment: Time served; No probation
□ Add Standard Fees □ Add Custom Fees
□[ACOND] CONDITIONS
□[ACRF] Abstract: Credit Restricted Felon. □[ADOC] Abstract: Currently Serving a Sentence Under DOC Custody.
□ [AMHC] Abstract: Mental Health Concerns. □ [API] Abstract: Purposeful Incarceration.
□ [AMAX] Abstract: Recommended Degree of Security – Maximum. □ [AMED] Abstract: Recommended Degree of Security – Medium.
□ [AMIM] Abstract: Recommended Degree of Security – Minimum.
Version: 2014-1.1 Courtroom Minutes – Criminal Hearing/Pre-Trial/Guilty Plea Date: 06/02/2014

STATE OF INDIANA) IN THE MARION SUPERIOR COURT
) CRIMINAL DIVISION, ROOM 14
COUNT OF MARION	
1) 49G14- <u>1611-F6-043092</u>
STATE OF INDIANA) 49G14- <u>1706-F6-023639</u>
ı) 49G14- <u>1709-F6-036104</u>
vs ·)) 49G14- <u>1805-F6-014097</u>
Willie Hemphill)
PLEA AGE	
	and the Defendant, in person and by counsel, and hereby enters into the
following plea agreement.	200
1. The Defendant will plead guilty to: 49G14- 1611-F6-043092	Count: 🔰 🐧 Crime: Poss. Of Marijuana BM
49G14-	Count: Crime:
49G14- 1805-F6-014097	Count: 1 Crime: Resisting Law Enforcement F6
49G14- 1805-F6-014097	Count: 2 Crime: Driving While Suspended AM
	3092 Count 1 ; 49G14-1706-F6-023639;
	36104; 49G14-1805-F6-014097 Count 3
3. Count and Cause: 49G14-1611-F6-043092 Count 2	
124 Total Days 0 Suspended 124 Executed	62 + 62 Credit Time 0 Probation
Placement for Executed Time Shall Be: MCJ	
Mo AMS AMS Up Front AMS Upon Succes	ssful Completion of all terms AMS Open to Argument
5. Count and Cause: 49G14-1805-F6-014097 Count 1	
5. Count and Cause: 49014-1005-F6-014097 Count 1	
がく Total Days /め Suspended 365 Executed	0 + 0 Credit Time / 60 Probation
Placement for Executed Time Shall Be: MCCC - HD	
	ssful Completion of all terms AMS Open to Argument
	IT TO YSG14-1805-FU-014087 COUNT 1
Total Days 0 Suspended 365 Executed	0 + 0 Credit Time 0 Probation
Placement for Executed Time Shall Be: MCCC-HD	
 1 	ssful Completion of all terms AMS Open to Argument
ANIS OPTION ANIS OPON Succes	AWS Open to Argument
7 0 11 0 11 0 11	Community
7. Causes to be Served: Concurrently X	Consecutively
NOTE: The Defendant understands and acknowledges that placement into	
depends on availability and that the defendant shall (or may) be held in co	ustody pending availability.
X All standard conditions of probation of MCCC, including week	kly random drug testing
X Substance Abuse Evaluation and Treatment	X \$200 Interdiction Fee
	
Probation to Terminate upon successful completion	Probation to become non-reporting upon successful
	completion
Court shall determine initial placement with Marion County (completion Community Corrections. MCCC may then place defendant in a program
	community corrections. Week may then place defendant in a program
deemed appropriate.	
X Fines, costs, and applicable fees left to the discretion of the c	court
Titles, costs, and applicable fees left to the discretion of the t	,our.
	
Driver's Licesne Suspended for 365 days	
Street a diagonic adaptition of and days	
X Other Conditions and Terms:	
If Defendant violates MCCC-HD or Probation, Defendant agree	ees to served the remaining time in MCJ.
If there are no violations while on MCCC-HD, Probation can be	
	1
	7// 1/2
K 17/ / 1/11/ 4/ 1.	4 6-25-201
Darkely / Willy Hough	M 1 1 6 25 201
Dragoguting Attorney Defendant	Defense Counsel Date
Prosecuting Attorney Defendant	defense counser V Date
	\ \ \
	V

STAT	E OF INDIANA)	IN THE MARION SUPERIOR COURT
coul	NT OF MARION))	CRIMINAL DIVISION, ROOM 14
ΤΔΤ	TE OF INDIANA	99G14- 49G14-	
ואוכ		49G14- 49G14-	
VS)) 49G14)	
Ama	nda Jones	WANTED OF DIGUTS	
Befor	ADVISMENT AND V re the Court may accept a GUILTY PLEA, you must be informed of certain	•	possess. You must READ this document carefully.
1.	The State of Indiana has charged you with a Level 6 Felony or a Class A	Misdemeanor.	
2.	The maximum penalty for a Level 6 Felony is two and one half years imprisonment. The Maximum penalty for a Class A misdemeanor is one days imprisonment.		• •
3	Notwithstanding paragraph two, if you have been charged with a Level unless you have received such treatment on a prior, unrelated Class D of the commission of this offense.		
4	If you are pleading guilty to more than one (1) offense, the Court may in the other).	mpose penalties concurrer	ntly (e.g., together) or consecutively (e.g., one after
•	If you were on probation, parole, were incarcerated, released on bond, you committed this offense, your plea of guilty may have an adverse effective you may receive for this offense must be consecutive to any sentence to	fect upon your probation,	parole, or incarceration status. Any sentence that
5	The defendant affirms that if he/she is not a citizen of in this case results in deportation, denial of re-entry, prohibition of citizen		
7	If you have a prior history of juvenile or criminal offenses, you may rece	eive a harsher penalty than	you would otherwise.
3	You have the right to be represented by an attorney. You have the right to a continuance in which to hire an attorney and to to proceed without an attorney, you will be giving up these rights.		
Ð	You have the right to a public and speedy trial by jury examine witnesses against you, and the right to require that the State of do not have to testify but in which you may testify if you wish. If you chart the right to appeal any decision made by the Judge. By pleading guilty	of Indiana prove you guilty noose to remain silent, you	beyond a reasonable doubt at a trial at which you ir silence cannot be used against you, and you have
10	Your guilty plea has been knowing and voluntary, and no promises, three	eats, or force have been us	ed to make you plead guilty
11	If the offense to which you are pleading guilty involves the operation of Motor Vehicles and will be placed on your driving record and may coun		
12	If you and the State of Indiana have entered into a plea agreement on y plea agreement and cannot alter the terms. Pursuant to Administrative right to exclude the pending plea agreement from Public Access. If the O	Rule 9(G)(6)(a) and I.C. 35	-33-3-3, the Defendant and the State waive the
l3	You have been given the opportunity to read the Probable Cause Affida constitute a factual basis for your plea.	vit and Information filed in	this case and the facts contained in it are true and
14	You have a right, pursuant to the Sixth Amendment to Constitution, to have a jury determine, by proof beyond a reasonable of the Court to impose a sentence in excess of the statutory presumptive aggravating circumstance. You hereby WAIVE such rights and request to aggravating and/or mitigating circumstances and impose sentence, affectively and argument presented at the sentencing hearing.	oubt, the existence of any sentence and to have the S hat the Judge of this Court	fact or aggravating circumstance that would allow itate of Indiana provide written notification of any make the determination of the existence of any

Defense Counsel

Defendant

Date

STAT	E OF INDIANA)	IN THE MARION SUPERIOR COURT
coul	NT OF MARION))	CRIMINAL DIVISION, ROOM 14
ΤΔΤ	TE OF INDIANA	99G14- 49G14-	
ואוכ		49G14- 49G14-	
VS)) 49G14)	
Ama	nda Jones	WANTED OF DIGUTS	
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5	The defendant affirms that if he/she is not a citizen of in this case results in deportation, denial of re-entry, prohibition of citizen		
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3	You have the right to be represented by an attorney. You have the right to a continuance in which to hire an attorney and to to proceed without an attorney, you will be giving up these rights.		
Ð	You have the right to a public and speedy trial by jury examine witnesses against you, and the right to require that the State of do not have to testify but in which you may testify if you wish. If you chart the right to appeal any decision made by the Judge. By pleading guilty	of Indiana prove you guilty noose to remain silent, you	beyond a reasonable doubt at a trial at which you ir silence cannot be used against you, and you have
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14	You have a right, pursuant to the Sixth Amendment to Constitution, to have a jury determine, by proof beyond a reasonable of the Court to impose a sentence in excess of the statutory presumptive aggravating circumstance. You hereby WAIVE such rights and request to aggravating and/or mitigating circumstances and impose sentence, affectively and argument presented at the sentencing hearing.	oubt, the existence of any sentence and to have the S hat the Judge of this Court	fact or aggravating circumstance that would allow itate of Indiana provide written notification of any make the determination of the existence of any

Defense Counsel

Defendant

Date

STATE OF INDIANA))SS:	IN THE MARION COU CRIMINAL DIVISION		R COURT
COUNTY OF MARION)	CAUSE NUMBER: 490		3092
STATE OF INDIANA)			
vs.)			
WILLIE HEMPHILL)			
		<u>ORDER</u>		
Comes now Defenda Defendant's Motion to Dism		ie Hemphill, by counsel, he following words and f		, having filed
		(H.I.)		
And the Court having of Indiana having denied alle should be granted.		ned same, being duly adv s set forth therein, now fir	-	
IT IS THEREFORE	ORDEF	RED that this matter shall	be set for a heari	ng on the
day of		, at	m.	
SO ORDERED THIS	S	DAY OF		2018.
		JUDGE, MARIO CRIMINAL DIV		JPERIOR COURT
DISTRIBUTION:				
James McGinley Marion County Prosecutor				

STATE OF INDIANA))SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION ROOM 14
COUNTY OF MARION)	CAUSE NUMBER: 49G14-1611-F6-043092
STATE OF INDIANA)	
vs.))	
WILLIE HEMPHILL)	
		<u>ORDER</u>
		te Hemphill by counsel, James McGinley, having filed ne following words and figures, to-wit:
		(H.I.)
finding Allegation(s)		ned same, and being duly advised in the premises, and to be correct following either admission by s the same should be granted.
	jurisdic	ED that ALL COUNTS of the Information in the above tional impediment to conviction of the defendant for the offense 0).
		JUDGE, MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION 14
DISTRIBUTION:		
James McGinley Marion County Prosecutor		

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT *FOR PUBLIC RELEASE*

CASE REPORT: DP170070662-0000 INCIDENT TYPE: UNKNOWN LOCATION: 777 N MERIDIAN ST **DISTRICT: MND BEAT: ND20** OCCURRED: 6/26/2017 AT 20:15 REPORTED: 6/26/2017 AT 20:23

INCIDENT OFFENSE 1: 35-48-I: CONTROLLED SUBSTANCE- DEALING MARIJUANA

WEAPON USED:

INCIDENT OFFENSE 2: 35-48-J: CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION

MARIJUANA WEAPON USED:

PERSON: 1

INVOLVEMENT: ARRESTEE/SUSPECT / OFFENDER

NAME: HEMPHILL, WILLIE J

RACE: B SEX: M

DOB: 9/10/1971 AGE: 45

SSN:

HGT: WGT:

HAIR: BLK EYES:

ID(OLN): 0880739019 IN

ADDRESS(RESIDENCE): 27 N GRAY ST

CITY: INDIANAPOLIS STATE: IN ZIP:

ADDRESS(RESIDENCE): 27 N GRAY ST1033 E WASHINGTON ST

CITY: INDIANAPOLIS STATE: IN ZIP: 46202

ADDRESS: 27 N GRAY ST1033 E WASHINGTON ST1033 E WASHINGTON ST

CITY: INDIANAPOLIS STATE: IN ZIP: 46204

CHARGE 1: 35-48-4-10 F-CONTROLLED SUBSTANCE- MANUFACTURE/DEALING

MARIJUANA/HASHISH/SALVIA /F

CHARGE 2: 35-48-4-11 M-CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION OF

MARIJUANA/HASHISH/SALVIA /M

PROPERTY: 1

INVOLVEMENT: SEIZED

TYPE: DRUGS / NARCOTICS - CONTROLLED SUBSTANCE

CATEGORY: DRUG

ARTICLE: 2 LARGE BAGS WITH SMALLER BAGS INDIVIDUALLY WRAPPED MARIJUANA

QUANTITY: 21.8 MAKE: MODEL:

SERIAL #: MISC/OAN #: VALUE: 80

PROPERTY: 2

INVOLVEMENT: SEIZED

TYPE: DRUGS / NARCOTICS - CONTROLLED SUBSTANCE

CATEGORY: DRUG

ARTICLE: 2 LARGE BAGS WITH SMALLER BAGS INDIVIDUALLY WRAPPED MARIJUANA

QUANTITY: 21.8 MAKE: MODEL:

SERIAL #:

MISC/OAN #: VALUE: 90

MEDIA RELEASE NARRATIVE:

ADULT MALE ARRESTED FOR NARCOTICS.

OFFICERS:

- 1: ARRESTING / CITING: PATROL OFFICER-HARPER, DERIK: 30523
- 2: REPORTING: PATROL OFFICER-HARPER, DERIK: 30523
- 3: APPROVING: SERGEANT-DUBOIS, THOMAS: D9632
- 4: ASSISTING: SGT.-GREGORY, MARK: G9559
- 5: ASSISTING: PATROL OFFICER-MENGERINK, ADAM: 31724
- 6: ASSISTING: PATROL OFFICER-WALTERS, JOHN: W8300
- 7: ASSISTING: PATROL OFFICER-PENNINGTON, KARI: 31321

END OF REPORT

11/30/2017 Inmate Lookup Tool





Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE J HEMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 510
 Weight:
 190

 Hair Length:
 Hair Color:
 BLACK

 Complexion:
 Eye Color:
 BROWN

Inmate Information				
Booking #:	1726056	Race:	Black	
Permanent ID #:	000000683723	Ethnicity:	NON-HISPANIC	
State ID:		Marital Status:		
Police/County ID:		Citizen:	UNITED STATES	
FBI #:		Country of Birth:	UNITED STATES	
ICE #:				

Incarceration Information		
Current Housing Section:	Current Location:	APC
Current Housing Block:	County:	
Current Housing Cell:	Commitment Date:	06/26/2017
Current Housing Bed:	Release Date:	06/27/2017 09:06
	Please Note: Pro	iected Release Date is subject to change.

Alias Information

There are no aliases for this inmate.

Detainer Information

There is no detainer information for this inmate.

Bond Inform	nation							
Case #:	49G14-1706-F6- 023639	Amount:	\$0.00	Percent:	Additional:	\$0.00	Total:	\$0.00
Bond Type:	OWN RECOGNIZANCE	Status:	Released on own Recognizance	Posted By:	Post Date:			
			_				Grand Total:	\$0.00

Charge Information					
Case #	Offense Date	Code	Description	Grade	Degree
49G14-1706-F6-023639	06/27/2017	35-48-4-10(a)(2)	Dealing in Marijuana	6	F
49G14-1706-F6-023639	06/26/2017	35-48-4-10(a)(2)	Dealing in Marijuana	6	F
49G14-1706-F6-023639	06/26/2017	35-48-4-11(a)(3)	Possession of Marijuana	Α	M
49G14-1706-F6-023639	06/27/2017	35-48-4-11(a)(1)	Possession of Marijuana	Α	M

Hearing Information

There is no hearing information for this inmate.

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http://inmateinfo.indy.gov/IML

CASE SUMMARY

State of Indiana

WILLIE HEMPHILL

CASE No. 49G14§1706-F6-023639_{Location}:

Marion Superior Court, **Criminal Division 14**

Judicial Officer: Salinas, Jose D Filed on: 06/27/2017

Case Number History: 49G25-1706-F6-023639

DP170070662 Police Agency Number: Prosecutor Case 49-DM1274942

Management Number:

CASE INFORMATION

8888

Offense Statute Date Case Type: F6 - Felony 6 Deg

1. 35-48-4-10(a)(2)/F6: Dealing in Marijuana Def. has a prior drug conviction and the

weight is less t 2. 35-48-4-11(a)(1)/MA: Possession of

Marijuana

35-48-4-10(a) F6 06/26/2017 Case (2)

06/25/2018 Decided Status:

35-48-4-11(a) 06/26/2017 Case Flags: MA **Electronically Filed Habitual Status Filed**

Statistical Closures

06/25/2018 Dismissed 06/29/2017 Transferred Out

> DATE CASE ASSIGNMENT

> > **Current Case Assignment**

Case Number 49G14-1706-F6-023639

Court Marion Superior Court, Criminal Division 14

06/29/2017 Date Assigned Judicial Officer Salinas, Jose D

PARTY INFORMATION

Attorneys **State Plaintiff** State of Indiana

Curry, Terry Raymond 317-327-5338(W) MARION COUNTY PROSECUTOR'S OFFICE 251 East Ohio Street Suite 160 Indianapolis, IN 46204

MCPO-

EFSNotification@Indy.Gov

Defendant HEMPHILL, WILLIE

> 501 W MAIN ST Plainfield, IN 46168

Black Male Height 5' 10" Weight 190

DOB: 09/10/1971 Age: 45 DL: IN 0880739019

Other Agency Number: 000000683723 Indianapolis Metropolitan Police

McGinley, James Michael

Anthony Retained 317-635-2692(F) 317-507-5400(W) 151 N Delaware St., STE

Indianapolis, IN 46204

jamesmcginleylaw@gmail.com

Wallace, Robert Scott

Retained 317-631-2130(W) P.O. Box 2911

Indianapolis, IN 46206 scott@scottwallacelaw.com

CASE SUMMARY

CASE No. 49G14-1706-F6-023639 EVENTS & ORDERS OF THE COURT

DATE	CASE No. 49G14-1706-F6-023639 EVENTS & ORDERS OF THE COURT
06/27/2017	Case Opened as a New Filing
06/27/2017	Case Filed Electronically Added By EFile Manager
06/27/2017	Information Filed File Stamp: 06/27/2017 Filed By: State Plaintiff State of Indiana Information
06/27/2017	Motion Filed File Stamp: 06/27/2017 Filed By: State Plaintiff State of Indiana Motion for Stay Away Order Upon Release
06/27/2017	Probable Cause Affidavit Filed File Stamp: 06/27/2017 Filed By: State Plaintiff State of Indiana Order for Stay Away
06/27/2017	Probable Cause Affidavit Filed File Stamp: 06/27/2017 Filed By: State Plaintiff State of Indiana PC APC HEMPHILL, WILLIE.pdf
06/27/2017	Discovery Filed File Stamp: 06/27/2017 Filed By: State Plaintiff State of Indiana CM History Hemphill, Willie.pdf
06/27/2017	Discovery Filed File Stamp: 06/27/2017 Filed By: State Plaintiff State of Indiana GALLERY HISTORY HEMPHILL.pdf
06/27/2017	Hearing Scheduling Activity Initial Hearing scheduled for 06/29/2017 at 8:30 AM.
06/27/2017	Probable Cause Found: Order Issued (Judicial Officer: Ferree, Marcia J - C) Order Signed: 06/27/2017
06/27/2017	Order Granting (Judicial Officer: Ferree, Marcia J - C) Order Signed: 06/27/2017 stay away from a 6 block radius surrounding the American Legion Mall Park at 777 N.Meridian
06/27/2017	Order to Release From Custody (Judicial Officer: Ferree, Marcia J - C) Order Signed: 06/27/2017 Movant: Defendant HEMPHILL, WILLIE as to this cause only
06/27/2017	Report to Community Corrections report to community corrections upon release
06/27/2017	Administrative Event

INDEX

CASE SUMMARY CASE No. 49G14-1706-F6-023639

	CASE NO. 49G14-1706-F6-023639
	done administratively off record, court card given for 6/29/17 8:30am
06/27/2017	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Ferree, Marcia J - C Exp: 06/29/2017)
06/28/2017	- Community Corrections - Drug/Alcohol Monitoring random drug testing Automated Paper Notice Issued to Parties Hearing Scheduling Activity 6/27/2017: WILLIE HEMPHILL Order Granting 6/27/2017: WILLIE HEMPHILL Report to Community Corrections 6/27/2017: WILLIE HEMPHILL
06/28/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/27/2017: Terry Raymond Curry Order Granting 6/27/2017: Terry Raymond Curry Report to Community Corrections 6/27/2017: Terry Raymond Curry
06/29/2017	Initial Hearing (8:30 AM) (Judicial Officer: Rogers, Clark) Commenced and concluded Parties Present: Defendant HEMPHILL, WILLIE
06/29/2017	Transfer Case (Judicial Officer: Rogers, Clark) Transfer to Criminal Court 14
06/29/2017	Report to Probation
06/29/2017	Advisement of Rights Conducted (Judicial Officer: Rogers, Clark)
06/29/2017	Indigent Counsel Appointed at County Expense
06/29/2017	Omnibus Date 9/6/17
06/29/2017	Administrative Event Defendant Removed from Community Corrections Pretrial Conditions
06/29/2017	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Rogers, Clark Exp: 04/30/2018)
	- Community Corrections - Drug/Alcohol Monitoring random drug testing only - Probation
06/29/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 07/17/2017 at 1:30 PM.
06/29/2017	Administrative Event Minute Sheet 06/29/2017
06/30/2017	Automated Paper Notice Issued to Parties Report to Probation 6/29/2017: WILLIE HEMPHILL Hearing Scheduling Activity 6/29/2017: WILLIE HEMPHILL
06/30/2017	Automated ENotice Issued to Parties Report to Probation 6/29/2017: Terry Raymond Curry Hearing Scheduling Activity 6/29/2017: Terry Raymond Curry
07/11/2017	Appearance Filed

CASE SUMMARY CASE No. 49G14-1706-F6-023639

	CASE NO. 49G14-1706-F6-023639
	File Stamp: 07/11/2017 For Party: Defendant HEMPHILL, WILLIE PDIS Filing - Appearance
07/12/2017	Violation Filed File Stamp: 07/12/2017 Filed By: State Plaintiff State of Indiana Violation
07/14/2017	Administrative Event Court will address violation at the next hearing
07/17/2017	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott Defendant HEMPHILL, WILLIE
07/18/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 08/21/2017 at 1:30 PM.
07/19/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 7/18/2017: Terry Raymond Curry; Robert Scott Wallace
08/21/2017	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott Defendant HEMPHILL, WILLIE
08/21/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 09/18/2017 at 1:30 PM.
08/22/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 8/21/2017: Terry Raymond Curry; Robert Scott Wallace
09/12/2017	Violation Filed File Stamp: 09/12/2017 Filed By: State Plaintiff State of Indiana Violation
09/12/2017	Hearing Scheduling Activity Pretrial Conference originally scheduled on 09/18/2017 at 1:30 PM was rescheduled to 10/30/2017 at 1:30 PM. Reason: Conversion.
09/12/2017	Administrative Event court will address violation at the next hearing
09/13/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 9/12/2017: Terry Raymond Curry; Robert Scott Wallace
09/22/2017	Petition to Revoke Filed File Stamp: 09/22/2017 Filed By: State Plaintiff State of Indiana Revoke Bond, Motion
09/26/2017	Violation Filed File Stamp: 09/26/2017 Filed By: State Plaintiff State of Indiana Violation

CASE SUMMARY CASE NO. 49G14-1706-F6-023639

	I
09/29/2017	Administrative Event will address violation 10/30/17
10/30/2017	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott
	Defendant HEMPHILL, WILLIE
10/30/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 01/31/2018 at 1:30 PM.
10/31/2017	Administrative Event MINUTE SHEET 10/30/2017
11/01/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 10/30/2017: Terry Raymond Curry; Robert Scott Wallace
01/25/2018	Violation Filed File Stamp: 01/25/2018 Filed By: State Plaintiff State of Indiana Violation
01/29/2018	Administrative Event will address next date
01/31/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Defendant HEMPHILL, WILLIE
01/31/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 02/26/2018 at 1:30 PM.
02/01/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 1/31/2018: Terry Raymond Curry; Robert Scott Wallace
02/01/2018	Administrative Event MINUTE SHEET 01/31/2018
02/26/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
02/26/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 04/18/2018 at 1:30 PM.
02/26/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 03/26/2018 at 1:30 PM.
02/27/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 2/26/2018: Terry Raymond Curry; Robert Scott Wallace Hearing Scheduling Activity 2/26/2018: Terry Raymond Curry; Robert Scott Wallace
02/27/2018	Administrative Event MINUTE SHEET 02/26/2018
02/28/2018	Notice Of Intent To Seek Habitual Offender Status File Stamped: 02/28/2018 Filed By: State Plaintiff State of Indiana

CASE SUMMARY CASE NO. 49G14-1706-F6-023639

	CASE NO. 47014-1700-10-023037
	Habitual Intent Notice
03/26/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded Parties Present: Defendant HEMPHILL, WILLIE
03/26/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 04/02/2018 at 1:30 PM.
03/27/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 3/26/2018: Terry Raymond Curry; Robert Scott Wallace
03/27/2018	Administrative Event MINUTE SHEET 03/26/2018
04/02/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
04/03/2018	Administrative Event MINUTE SHEET 04/02/2018
04/13/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 04/18/2018 at 1:30 PM was cancelled. Reason: Judicial Action.
04/14/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 4/13/2018: Terry Raymond Curry; Robert Scott Wallace
04/18/2018	CANCELED Pretrial Conference (1:30 PM) (Judicial Officer: Kinkade, Kelly Noel-PT) Judicial Action
04/26/2018	Violation Filed File Stamp: 04/26/2018 Filed By: State Plaintiff State of Indiana Violation
04/26/2018	Order Issued (Judicial Officer: Cowger, Diane Jill- C) Order Signed: 04/26/2018 MCCC: violation Hearing set
04/27/2018	Automated ENotice Issued to Parties Order Issued 4/26/2018: Terry Raymond Curry; Robert Scott Wallace
04/30/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded
04/30/2018	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Salinas, Jose D Exp: 06/04/2018)
	- Community Corrections - Drug/Alcohol Monitoring random drug testing only - Probation
04/30/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 05/21/2018 at 1:30 PM.
04/30/2018	Administrative Event File Stamp: 04/30/2018 Court vacates all pre-trial release conditions

CASE SUMMARY CASE NO. 49G14-1706-F6-023639

	CASE 110. 47014-1700-10-025057
04/30/2018	Administrative Event MINUTE SHEET
05/01/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 4/30/2018: Terry Raymond Curry; Robert Scott Wallace
05/01/2018	Appearance Filed File Stamp: 05/01/2018 For Party: Defendant HEMPHILL, WILLIE appearance
05/21/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
05/21/2018	Administrative Event MINUTE SHEET
05/24/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded
05/24/2018	Administrative Event MINUTE SHEET
05/24/2018	Party To Be Held In Custody (Judicial Officer: Christ, John -M) Order Signed: 05/24/2018 Party: Defendant HEMPHILL, WILLIE
05/24/2018	Court Sets Bond (Judicial Officer: Christ, John -M) Party: Defendant HEMPHILL, WILLIE \$500.00 cash bond
05/29/2018	Pretrial Conference (9:00 AM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
05/29/2018	Administrative Event MINUTE SHEET
06/04/2018	Pretrial Conference (9:00 AM) (Judicial Officer: Huerta, Ronnie - MAG) Commenced and concluded
06/04/2018	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Huerta, Ronnie - MAG)
	- Community Corrections - Drug/Alcohol Monitoring random drug testing only - Probation - Work Release
06/04/2018	Order to Release From Custody To Be Held For Other Agency (Judicial Officer: Huerta, Ronnie - MAG) Order Signed: 06/04/2018 Community Corrections- Work release
06/04/2018	Hearing Scheduling Activity Final PreTrial Conference scheduled for 07/03/2018 at 9:00 AM.
06/04/2018	Hearing Scheduling Activity Jury Trial scheduled for 07/09/2018 at 8:30 AM.
	·

CASE SUMMARY CASE No. 49G14-1706-F6-023639

06/05/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/4/2018: James Michael Anthony McGinley; Terry Raymond Curry; Robert Scott Wallace Hearing Scheduling Activity 6/4/2018: James Michael Anthony McGinley; Terry Raymond Curry; Robert Scott Wallace
06/05/2018	Administrative Event Minute Sheet
06/13/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 06/25/2018 at 1:30 PM.
06/14/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/13/2018: James Michael Anthony McGinley; Terry Raymond Curry; Robert Scott Wallace
06/25/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded
06/25/2018	Administrative Event MINUTE SHEET
06/25/2018	Order Granting Motion to Dismiss (Judicial Officer: Salinas, Jose D) Order Signed: 06/25/2018 all counts
06/25/2018	Judgment (Judicial Officer: Salinas, Jose D) 1. 35-48-4-10(a)(2)/F6: Dealing in Marijuana Def. has a prior drug conviction and the weight is less t Dismissed 2. 35-48-4-11(a)(1)/MA: Possession of Marijuana Dismissed
06/25/2018	Hearing Scheduling Activity Final PreTrial Conference scheduled for 07/03/2018 at 9:00 AM was cancelled. Reason: Judicial Action.
06/25/2018	Hearing Scheduling Activity Jury Trial scheduled for 07/09/2018 at 8:30 AM was cancelled. Reason: Judicial Action.
06/25/2018	Disposition Sent Electronically to Indiana State Police Added By CHRIS Interface (DISP)
06/26/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/25/2018: James Michael Anthony McGinley; Terry Raymond Curry; Robert Scott Wallace Hearing Scheduling Activity 6/25/2018: James Michael Anthony McGinley; Terry Raymond Curry; Robert Scott Wallace
07/03/2018	CANCELED Final PreTrial Conference (9:00 AM) (Judicial Officer: Christ, John -M) Judicial Action
07/09/2018	CANCELED Jury Trial (8:30 AM) (Judicial Officer: Salinas, Jose D) Judicial Action

STATE OF INDIANA MARION COUNTY, ss:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
07475 05 INDIANA	Cause No: 49
STATE OF INDIANA)	INFORMATION
)	<u>INFORMATION</u> COUNT I
vs.	
)	DEALING IN MARIJUANA I.C. 35-48-4-10(a)(2) and I.C. 35-48-4-10(c)
WILLIE HEMPHILL B/Male	(1)(A)
DOB 9/10/1971	A CLASS A MISDEMEANOR COUNT II
	POSSESSION OF MARIJUANA
	I.C. 35-48-4-11(a)(1) and I.C. 35-48-4-11(b)
	A CLASS B MISDEMEANOR
On this date, the undersigned came before the Circuit and, being duly sworn (or having affirmed)	Prosecuting Attorney of the Nineteenth Judicial, stated that in Marion County, Indiana
COUNT I	
On or about June 26, 2017, WILLIE HEMPHIL	L did knowingly or intentionally possess with the
intent to deliver marijuana, pure or adulterated, w	ith the said marijuana weighing less than 30
grams;	
COUNT II	
On or about June 26, 2017, WILLIE HEMPHIL	L did knowingly possess a controlled substance,
that is: Marijuana, pure or adulterated;	
all of which is contrary to statute and against the	ne peace and dignity of the State of Indiana.
I swear or affirm under penalty of perjury as sp representations are true.	ecified by I.C. 35-44.1-2-1 that the foregoing
/s/ Shari Blessing	
 Affiant	<u>June 27, 2017</u> Date
Alliant	Date
	TERRY R. CURRY
	Marion County Prosecutor
State's Witnesses:	19th Judicial Circuit
MARK ALLAN GREGORY IMPD	
DERIK WESLEY HARPER IMPD ADAM DOUGLAS MENGERINK IMPD	/s/ Shari Blessing

Deputy Prosecuting Attorney

STATE OF INDIANA MARION COUNTY, ss:		IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
STATE OF INDIANA)	INFORMATION
vs.)	PART II OF COUNT I DEALING IN MARIJUANA
WILLIE HEMPHILL B/Male DOB 9/10/1971		LEVEL 6 FELONY I.C. 35-48-4-10(c)(1)
The undersigned affiant does hereby	y swear or affirm ι	under the penalties of perjury that:
On or about June 26, 2017, in Mari	on County, State	of Indiana, the following named defendant
WILLIE HEMPHILL, has previously	y been convicted	d of a drug offense in the Marion County
Superior Court, Criminal Division Ro	oom G20 under ca	ause number 49G20-1504-F4-014470 on or
about 7/1/2015		
All of which is contrary to the laws	s of the State of In	diana.
/s/ Shari Blessing		
A CC		June 27, 2017
Affiant		Date
		TERRY R. CURRY
0		Marion County Prosecutor
State's Witnesses: Marion County Clerk		19th Judicial Circuit
Keeper of Records, IMPD Keeper of Records, Indiana DOC		/s/ Shari Blessing
Fingerprint Examiner, IMPD		Deputy Prosecuting Attorney

STATE OF INDIANA MARION COUNTY, ss:		IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
STATE OF INDIANA	1)	Cause No: 49
vs.)))	INFORMATION PART II OF COUNT II POSSESSION OF MARIJUANA
WILLIE HEMPHILL B/Male DOB 9/10/1971		CLASS A MISDEMEANOR I.C. 35-48-4-11(b)
The undersigned affiant does hereb	y swear or affirm (under the penalties of perjury that:
On or about June 26, 2017, in Mar	ion County, State	of Indiana, the following named defendant
WILLIE HEMPHILL, had previousl	y been convicted	of a drug offense in the Marion County
Superior Court, Criminal Division F	Room G20 under	cause number 49G20-1504-F4-014470, on
or about 7/1/2015.		
All of which is contrary to the law	s of the State of In	diana.
/s/ Shari Blessing		
		June 27, 2017
Affiant		Date
		TERRY R. CURRY
Ctatala Witnesses		Marion County Prosecutor
State's Witnesses: Marion County Clerk		19th Judicial Circuit
Keeper of Records, IMPD Keeper of Records, Indiana DOC		/s/ Shari Blessing
Fingerprint Examiner, IMPD		Deputy Prosecuting Attorney

https://webportal.inpcms.org/files/crossmatch-report.php?offender_id=&l...

Tuesday, June 27, 2017

Indiana Crossmatch

WARNING!!! THIS INFORMATION IS ONLY FOR OFFICIAL DUTIES OF THE PROSECUTOR'S OFFICE. THE INDIANA PROSECUTING ATTORNEYS COUNCIL AND BCFORWARD, DO NOT CERTIFY THE ACCURACY OF THIS INFORMATION. THE COMPLETENESS AND ACCURACY OF THIS INFORMATION IS DEPENDENT UPON THE INFORMATION ENTERED BY THE ORIGINATING PROSECUTOR'S OFFICE. VERIFICATION OF THE INFORMATION SHOULD BE SOUGHT FROM THE ORIGINATING COUNTY.

Possible Match in Grant County

<u>Juris</u>	<u>Offender</u>	<u>Name</u>			Address			Social Security #	Date of Birth	
27	11661	Willie J. Hemphill*			27 North Gray Street Indianapolis, IN 46201			XXX-XX-XXXX	09/10/1971*	
		Race	Sex	Hair	Eyes	Height	Weight	License State/#	State ID	FBI
		В	M	BLK	BRO	510	165	IN/0880-73-9019**	1390651**	835911PA0**

27D03-1510-CM-000237 Filed Date: 10/05/2015

OACN/Police Report #: 2015-31971

Count: 1 - Operating a Vehicle While Intoxicated Disposition: Guilty

C - Misdemeanor Offense Date: 10/04/2015

9-30-5-2(a) Change of Plea and Sentencing:

07/22/2016

Sentencing History

Change of Plea and Sentencing: 07/22/2016

Jail: 6 Days

Jail Credit: 3 Days

Executed: 6 Days

Count: 2 - Speeding

C - Infraction

9-21-5-2(a)

Penalty: 9-21-5-2(b)

Disposition: Dismissed

Offense Date: 10/04/2015

Dismissed per NPA: 07/22/2016

Count: 3 - Failure to Signal for Turn or Lane Change

C - Infraction

9-21-8-25

Penalty: 9-21-8-49

Disposition: Dismissed

Offense Date: 10/04/2015

Dismissed per NPA: 07/22/2016

27D02-0909-FD-108 Filed Date: 09/02/2009

OACN/Police Report #: 2009-28215

Count: 1 - Theft Disposition: Guilty

D - Felony Offense Date: 08/28/2009

https://webportal.inpcms.org/files/crossmatch-report.php?offender_id=&1...

35-43-4-2(a) Change of Plea: 10/14/2009

Sentenced: 10/14/2009

Sentencing History

Sentenced: 10/14/2009

Jail Credit: 48 Days Prison: 18 Months

Work Release: 18 Months

Count: 2 - Possession of Marijuana

A - Misdemeanor 35-48-4-11(1) Disposition: Dismissed Offense Date: 08/28/2009 Dismissed: 10/14/2009

27D02-0811-CM-179 Filed Date: 08/21/2008

OACN/Police Report #: SCI 2708-0133

Count: 1 - Resisting Law Enforcement

A - Misdemeanor 35-44-3-3(a)(1) Disposition: Guilty

Offense Date: 08/20/2008 Change of Plea: 12/15/2008 Sentenced: 12/15/2008

Sentencing History

Sentenced: 12/15/2008

Jail Credit: 210 Days Prison: 210 Days

Count: 2 - Possession of Marijuana

A - Misdemeanor 35-48-4-11(2) Disposition: Dismissed Offense Date: 08/20/2008 Dismissed: 12/15/2008

27D02-0712-FD-193 Filed Date: 12/10/2007

OACN/Police Report #: 2007-42882

Count: 1 - Residential Entry

D - Felony 35-43-2-1.5 Disposition: Dismissed Offense Date: 12/09/2007 Dismissed: 03/17/2008

Count: 2 - Battery Resulting in Bodily Injury Disposition: Guilty

A - Misdemeanor 35-42-2-1(a)(1)(A) Offense Date: 12/09/2007
Amended Information Filed:

02/17/2008

https://webportal.inpcms.org/files/crossmatch-report.php?offender_id=&l...

Change of Plea: 03/17/2008 Sentenced: 03/17/2008

Sentencing History

Sentenced: 03/17/2008

Jail: 180 Days Jail Credit: 9 Days

Count: 3 - Battery Resulting in Bodily Injury

A - Misdemeanor 35-42-2-1(a)(1)(A)

Disposition: Guilty
Offense Date: 12/09/2007
Amended Information Filed:

03/17/2008

Sentenced: 03/17/2008 Change of Plea: 03/27/2008

Sentencing History

Change of Plea: 03/27/2008

Jail: 180 Days Jail Credit: 9 Days

Count: 4 - Criminal Mischief

B - Misdemeanor 35-43-1-2(a)(1) Disposition: Dismissed
Offense Date: 12/09/2007
Dismissed: 03/17/2008

Dismissed: 03/17/2008

27D02-0406-FB-69

OACN/Police Report #: 04-021876

Count: 1 - Criminal Confinement

B - Felony 35-42-3-3(a)(1)

Penalty: 35-42-3-3(b)(2)

Filed Date: 06/09/2004

Disposition: Dismissed
Offense Date: 06/05/2004

Dismissed: 08/29/2005

Count: 2 - Battery Resulting in Serious Bodily Injury

C - Felony 35-42-2-1(a)(3) Disposition: Guilty

Offense Date: 06/05/2004 Change of Plea: 08/29/2005 Sentenced: 08/29/2005

Sentencing History

Sentenced: 08/29/2005

Jail: 6 Years

Jail Credit: 427 Days

Prison: 4 Years

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Disposition: Dismissed

Dismissed: 08/29/2005

Offense Date: 06/05/2004

Suspended: 2 Years Probation: 2 Years Disposition: Dismissed Count: 3 - Intimidation Offense Date: 06/05/2004 C - Felony Dismissed: 08/29/2005 35-45-2-1(a)(2) Penalty: 35-45-2-1(b)(2)(A) Disposition: Dismissed Count: 4 - Intimidation Offense Date: 06/05/2004 C - Felony Dismissed: 08/29/2005 35-45-2-1(a)(2) Penalty: 35-45-2-1(b)(2)(A)

Possible Match in Hamilton County

A - Misdemeanor

35-45-2-5(1)

Count: 5 - Interference with the Reporting of a Crime

9 90548 Willie James Hemphill* 1					ney Street		Social Security # XXX-XX-XXXX	Date of Birth 09/10/1971*		
	Race	Sex	Hair	Hair Eyes	Height	Weight	License State/#	State ID	FBI	
	В	M	BLK	BRO	510	185	IN/0880-73-9019**	01390651**		
29D06-14	-05-FD	-0041	34				File	ed Date: 05/27/201	4	
Count: 1	- Poss	ession	of Ma	rijuand	a		Dis	position: Dismisse	d	
	D - F	elony	,				Offense Date: 05/25/2014			
35-48-4-11(1)							Dis	missed: 01/09/201	5	
Count: 2	- Deal	ing in	Marij	uana			Dis	position: Dismisse	d	
		elony				Off	ense Date: 05/25/2	014		
35-48-4-10(a)(1)							Dismissed: 01/09/2015			
			. , . ,	-10(b)((1)(B)					

4 of 7 6/27/17, 2:02 AM

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Count: 3 - Carrying a Handgun Without a License

A - Misdemeanor

35-47-2-1

Disposition: Dismissed
Offense Date: 05/25/2014
Dismissed: 01/09/2015

Penalty: 35-47-2-23(c)

Count: 4 - Operating a Vehicle While Intoxicated Endangering

a Person

Disposition: Dismissed
Offense Date: 05/25/2014

A - Misdemeanor Dismissed: 01/09/2015 9-30-5-2(a) & (b)

Count: 5 - Operating a Vehicle With an ACE of .08 or More

Disposition: Dismissed

C - Misdemeanor

9-30-5-1(a)

Disposition: Dishinssed

Disposition: Dishinssed

Disposition: Dishinssed

Disposition: Dishinssed

Disposition: Dishinssed

Possible Match in Marion County

Juris Offender Address Social Security # Date of Birth 371680 WILLIE HEMPHILL* 1033 E Washington XXX-XX-XXXX 09/10/1971* 49 Indianapolis, IN 46201 Weight State ID FBI Race Sex Hair Eyes Height License State/#

 Race
 Sex
 Hair
 Eyes
 Height
 Weight
 License State/#
 State ID
 FBI

 B
 M
 BLK
 BRO
 510
 190
 IN/0880-73-9019**
 1390651**

49G14-1611-F6-043092 Filed Date: 11/03/2016

OACN/Police Report #: DP160132768

35-48-4-10(a)(1)

Penalty: 35-48-4-11(b)

Count: 1 - Dealing in Marijuana Disposition: Pending

6 - Felony Offense Date: 11/02/2016

Penalty: 35-48-4-10(c)(1)(A)

Count: 2 - Possession of Marijuana Disposition: Pending

A - Misdemeanor Offense Date: 11/02/2016 35-48-4-11(a)(1)

49G21-1510-F4-038191 Filed Date: 10/27/2015

5 of 7 6/27/17, 2:02 AM

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OACN/Police Report #: DP150123628 Disposition: Dismissed Count: 1 - Unlawful Possession of a Firearm by a Serious Offense Date: 10/24/2015 Violent Felon Dismissed: 03/08/2016 4 - Felony 35-47-4-5(c) Disposition: Guilty Count: 2 - Resisting Law Enforcement Offense Date: 10/24/2015 6 - Felony Change of Plea: 03/08/2016 35-44.1-3-1(a)(3) Penalty: 35-44.1-3-1(b)(1)(A) Disposition: Guilty Count: 3 - Resisting Law Enforcement Offense Date: 10/24/2015 A - Misdemeanor Change of Plea: 03/08/2016 35-44.1-3-1(a)(1) Disposition: Guilty Count: 4 - Carrying a Handgun Without a License Offense Date: 10/24/2015 5 - Felony Initial Hearing - Plead Guilty and 35-47-2-1 Sentencing: 03/08/2016 Penalty: 35-47-2-1(e)(1) **Sentencing History** Initial Hearing - Plead Guilty and Sentencing: 03/08/2016 Prison: 1 Years

49G20-1504-F4-014470	Filed Date: 04/27/2015
OACN/Police Report #: DP150042918	
Count: 1 - Unlawful Possession of a Firearm by a Serious Violent Felon 4 - Felony 35-47-4-5(c)	Disposition: Dismissed Offense Date: 04/22/2015 Dismissed: 07/01/2015
Count: 2 - Possession of Marijuana B - Misdemeanor 35-48-4-11(a)(1)	Disposition: Guilty Offense Date: 04/22/2015 Change of Plea: 07/01/2015

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49F09-1307-FD-044328

Filed Date: 07/08/2013

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OACN/Police Report #: IP13087453

Count: 1 - Intimidation

D - Felony

35-45-2-1(a)(1)

Penalty: 35-45-2-1(b)(1)(A)

Disposition: Dismissed Offense Date: 09/11/2013

Count: 2 - Criminal Trespass

A - Misdemeanor

35-43-2-2(a)(1)

Disposition: Guilty

Offense Date: 09/11/2013 Change of Plea: 09/24/2013

Sentencing History

Change of Plea: 09/24/2013

Jail: 365 Days Jail Credit: 27 Days Suspended: 311 Days

Executed: 54 Days

End of Report

7 of 7 6/27/17, 2:02 AM

https://webportal.inpcms.org/files/crossmatch-report-marion.php?gallery...

Tuesday, June 27, 2017

Marion County Criminal Crossmatch

WARNING!!! THIS INFORMATION IS ONLY FOR OFFICIAL DUTIES OF THE PROSECUTOR'S OFFICE. THE INDIANA PROSECUTING ATTORNEYS COUNCIL AND BCFORWARD, DO NOT CERTIFY THE ACCURACY OF THIS INFORMATION. THE COMPLETENESS AND ACCURACY OF THIS INFORMATION IS DEPENDENT UPON THE INFORMATION ENTERED BY THE ORIGINATING PROSECUTOR'S OFFICE. VERIFICATION OF THE INFORMATION SHOULD BE SOUGHT FROM THE ORIGINATING COUNTY.

Gallery Number Match in Marion County

<u>Juris</u>	Offender	Name				<u>Address</u>			Social Security #	Date of Birth
49	371680	WILL	E HE	MPHILI	Ĺ	1033 E Washington Indianapolis, IN 46201		XXX-XX-XXXX	09/10/1971	
Gallery	Number	Race	Sex	Hair	Eyes	Height	Weight	License State/#	State ID	FBI
000000)683723*	В	M	BLK	BRO	510	190	IN/0880-73-9019**	1390651**	

49G14-1611-F6-043092	Filed Date: 11/03/2016
Count: 1 - Dealing in Marijuana	Disposition: Pending Offense Date: 11/02/2016
6 - Felony	Offense Bate. 11/02/2010
<i>35-48-4-10(a)(1)</i>	
Penalty: $35-48-4-10(c)(1)(A)$	
	3
Count: 2 - Possession of Marijuana	Disposition: Pending
	Offense Date: 11/02/2016
A - Misdemeanor	
A - Misdemeanor 35-48-4-11(a)(1)	

49G21-1510-F4-038191	Filed Date: 10/27/2015		
Count: 1 - Unlawful Possession of a Firearm by a Serious Violent Felon 4 - Felony 35-47-4-5(c)	Disposition: Dismissed Offense Date: 10/24/2015		
Count: 2 - Resisting Law Enforcement 6 - Felony 35-44.1-3-1(a)(3) Penalty: 35-44.1-3-1(b)(1)(A)	Disposition: Guilty Offense Date: 10/24/2015 Change of Plea: 03/08/2016		
Count: 3 - Resisting Law Enforcement A - Misdemeanor 35-44.1-3-1(a)(1)	Disposition: Guilty Offense Date: 10/24/2015 Change of Plea: 03/08/2016		

l of 2 6/27/17, 12:44 AM

https://webportal.inpcms.org/files/crossmatch-report-marion.php?gallery...

Count: 4 - Carrying a Handgun Without a License

5 - Felony

35-47-2-1

Penalty: 35-47-2-1(e)(1)

Disposition: Guilty

Offense Date: 10/24/2015

Initial Hearing - Plead Guilty and

Sentencing: 03/08/2016

Sentencing History

Initial Hearing - Plead Guilty and Sentencing: 03/08/2016

Prison: 1 Years

49G20-1504-F4-014470

Count: 1 - Unlawful Possession of a Firearm by a Serious

Violent Felon

4 - Felony

35-47-4-5(c)

Filed Date: 04/27/2015

Disposition: Dismissed

Offense Date: 04/22/2015

Count: 2 - Possession of Marijuana

B - Misdemeanor

35-48-4-11(a)(1)

Disposition: Guilty

Offense Date: 04/22/2015 Change of Plea: 07/01/2015

49F09-1307-FD-044328

Count: 1 - Intimidation

D - Felony

35-45-2-1(a)(1)

Penalty: 35-45-2-1(b)(1)(A)

Filed Date: 07/08/2013

Disposition: Dismissed Offense Date: 09/11/2013

Count: 2 - Criminal Trespass

A - Misdemeanor

35-43-2-2(a)(1)

Disposition: Guilty

Offense Date: 09/11/2013

Change of Plea: 09/24/2013

Sentencing History

Change of Plea: 09/24/2013

Jail: 365 Days

Jail Credit: 27 Days

Suspended: 311 Days

Executed: 54 Days

End of Report

2 of 2 6/27/17, 12:44 AM

AFFIDAVIT FOR PROBABLE CAUSE

STATE OF INDIANA, COUNTY OF MARION, SS:

swears (affirms) that:

PROBABLE CAUSE AFFIDAVIT

IMPD Case/Incident Number: DP17070662

Defendant Name: Willie Hemphill

Location of Incident: 777 N. Meridian Street

Arresting Officer / ID: D. Harper/30523

Agency: Indianapolis Metropolitan Police Department

I swear (affirm), under penalty of perjury as specified by IC 35-44.1-2-1, that the foregoing representations are true. On Monday June 26, 2017 at approximately 8:15 PM while on duty for IMPD Officer D. Harper (ID# 30523) was on bike patrol in full IMPD uniform on a fully marked IMPD bicycle. Officer Harper and Sgt. M. Gregory were riding northbound in the American Legion Mall Park located at 777 N. Meridian Street on Downtown District. At the time there were several groups of citizens in the park playing and sitting around. Officer Harper observed a large group of people seated in the park on the stone benches. There were two black males that walked away quickly from the group upon seeing the officers approach. One of males was carrying a can containing an alcoholic beverage (beer) and was attempting to hide the can by his side. The black male then sat the can on the ground near his feet next to a light pole in an attempt to hide the beer from officers. There are signs at all four corners of the park stating alcoholic beverages are prohibited in the park. The male carrying the beer was later identified as Willie Hemphill. Officer Harper and Sgt. Gregory stopped Mr. Hemphill to speak with him about the alcoholic beverage. During the encounter Mr. Hemphill started looking around rapidly, turning the right side of his body away from officers as if he was concealing something he was holding on his right side. Mr. Hemphill kept reaching behind his back near his right side, and putting his hand in his right front pocket after Officer Harper commanded Mr. Hemphill several times to keep Mr. Hemphill's hands out of his pockets and where Officer Harper could see them. Based on training and experience as a IMPD police officer, Officer Harper realized people usually reach into their pockets repeatedly and turn their dominant body sides away from officers when they have a weapon and are attempting to conceal it. At this point, Officer Harper conducted a pat down of Mr. Hemphill's outer clothing for weapons for officer safety as there have been several shootings, armed robberies, stabbings in and around the park. During the pat down Officer Harper felt what he immediately recognized to be a pocket knife and a crunchy leafy substance wrapped in small bags in Mr. Hemphill front right pocket. Officer Harper immediately recognized the leafy crunchy substance to be suspected marijuana/synthetic marijuana from his training and experience as a IMPD police officer. Officer Harper began to place Mr. Hemphill in handcuffs for officer safety because of the knife and suspected drugs. However, Mr. Hemphill kept moving around and reaching for his pockets. When Officer Harper was attempting to get control of Mr. Hemphill's arms, the back of Mr. Hemphill's t-shirt rose above his waist line exposing his right back pocket. Officer Harper observed a bag of marijuana containing several smaller bags individually wrapped sticking out of Mr.

I swear (affirm), under penalty of perjury as specified by IC 35-44.1-2-1, that the foregoing representations are true.

	AFFIANT	
DATED:		

Affidavit for Probable Cause

From:

Hemphill's right back pocket. Officer Harper immediately recognized the green leafy substance as marijuana/synthetic marijuana from his training and experience as a police officer. Officer Harper then placed Mr. Hemphill in handcuffs and under arrest. The search incident to arrest Officer Harper recover a lager bag containing 8 smaller clear individually wrapped baggies in Mr. Hemphill front right pocket was marijuana in individual wrapped clear bags and a lager clear bag containing 9 smaller clear baggies of marijuana individually wrapped from Mr. Hemphill's back right pocket. The way the baggies ware wrapped and separated was consistent with narcotics dealing/selling. Mr. Hemphill also had \$47 dollars of cash in small dominations 7-\$1 bills 6-\$5 bills in his front left pocket folded and separated consistent with the sale of narcotics. Mr. Hemphill was arrested for possession of marijuana 23-48-4-11 and dealing in marijuana 35-48-4-10. Mr. Hemphill was transported to the Marion County APC by Officer A. Mengerink (ID# 31724) of IMPD. The 21.8 of marijuana was transported it the IMPD property room by Officer Harper and placed in a heat sealed bag and placed in locked narcotics box.

At the time of his arrest for dealing marijuana Mr. Hemphill was in a public park where children play and has prior for the same thing both of which are enhancements. He also has two pending charges for dealing from in another park just south of this location.

I swear (affirm), under penalty of perjury as specified by	by IC 35-44.1-2-1, that the foregoing representations are true.
	/s/
	TIMOTHY BEAVO
	AFFIANT
DATED:	

STATE OF INDIANA	١	IN THE MARION SUPERIOR COURT
STATE OF INDIANA))SS:	CRIMINAL DIVISION
COUNTY OF MARION)	CAUSE NO. 49
STATE OF INDIANA))	
v.) \	
WILLIE HEMPHILL DOB: 9/10/1971))	
	ORDER FINDING PROBAB	LE CAUSE
The State having file all that apply):	d a probable cause affidavit under	this cause the Court now finds (check
probable	cause to hold the defendant for the	e charges filed by the State of Indiana;
probable	cause to hold the Defendant until	the State of Indiana files charges;
probable for the arrest of the above		State of Indiana and to issue a warrant
The Court having found	probable cause, now orders bond	d set at OR to MCCC, Drug monitoring, random
The Court having found 6/29/17am	probable cause, now sets Initial F	learing on
Dated:		Judge Marcia J. Ferree

STATE OF INDIANA MARION COUNTY, SS)	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
STATE OF INDIANA	·)	
vs.)	Cause No.: 49
v 3.)	
WILLIE HEMPHILL Defendant)	
RACE B SEX M)	
DOB: 9/10/1971)	
	COURT OR	DER
1. THE DEFENI	DANT IS ORDERED TO STAY	AWAY FROM:
A 6 blk radius	s surrounding the American Leg	ion Mall Park at 777 N Meridian
	nains in effect until, it is vacated en tried or otherwise disposed.	by a Court of Appropriate Jurisdiction, or
DATE: June		Marcia J. Ferree
	Judge	Marcia J. Ferree
	STATEMENT OF THE	DEFENDANT
	e Order and I understand it. A c	opy of this order has been given to me this
	Signature	e of Defendant

STATE OF INDIANA MARION COUNTY, SS))	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION	
STATE OF INDIANA)	Cause No.: 49	
vs.)		
WILLIE HEMPHILL)		
Defendant)		
RACE B SEX M)		
DOB: 9/10/1971)		
	COURT ORDE	ER .	
1. THE DEFENI	DANT IS ORDERED TO STAY A	WAY FROM:	
Alblkgadius	surrounding the Americant Legic	nnMalliRarkrait//////NiMeridian	
2. This order rer until the case has be	nains in effect until, it is vacated ben tried or otherwise disposed.	y a Court of Appropriate Jurisdiction, or	
DATE: June 27, 2017 Marcia J. Farre			
Judge Judge			
STATEMENT OF THE DEFENDANT			
Thave read the above Order and I understand it. A copy of this order has been given to me this day of, 2017.			
Signature of Defendant			

STATE OF INDIANA)	IN THE MARION SUPERIOR COURT
MARION COUNTY, SS)	CRIMINAL DIVISION
STATE OF INDIANA)	
)	Cause No.: 49
vs.)	
)	
WILLIE HEMPHILL)	
Defendant)	
RACE B SEX M)	
DOB: 9/10/1971)	

MOTION FOR STAY AWAY ORDER UPON RELEASE ON BOND OR PERSONAL RECOGNIZANCE

Comes now the State of Indiana by the undersigned Deputy Prosecuting Attorney, and hereby moves the Court to issue a STAY AWAY ORDER as a specific condition of the Defendant's pretrial release in this cause. In support of this motion the State alleges that:

- 1. The State has filed a criminal charge, or charges, in this cause.
- 2. There is a relevant nexus between the criminal charge(s) and the geographic area which encompasses the desired stay-away order.
- 3. A Stay Away Order is necessary to ensure peace in the community until this cause is disposed of.
- The Defendant has been arrested or charged with the commission of the crime(s) of Count
 Dealing in Marijuana, a Level 6 Felony; Count 2: Possession of Marijuana, a Class A
 Misdemeanor
- 5. The State requests the Defendant stay away from: A 6 blk radius surrounding the American Legion Mall Park at 777 N Meridian

WHEREFORE, the State of Indiana respectfully requests that the Court issue the included STAY AWAY ORDER, as a specific condition of the Defendant's pre-trial release.

/s/ Shari Blessing
Deputy Prosecuting Attorney

STATE OF INDIANA)	MARION SUPERIOR COURT, CRIMINAL	
COUNTY OF MARION) SS:)	CASE NO 49625 NULLE 0736	3
STATE OF INDIANA,	•)	
State Plaintiff,	`	PIT T	77.
Welli Hensphell		FILI (176) JUN 27 2	
Defendant.		ا ا	
ORDER OF INT	ERIM PRE-TRIA	CLERR OF THE MARION CHE LL RELEASE CONDITIONS	CUIT
Comes now the Court, and sets the	following interim	a conditions for Defendant. The Defendant is to	
comply with all rules, regulations, procedu			,
☐ Defendant is Not in Custody -	Defendant to Sel	f-Report	
ORC] Ordered Released from	n Custody (to Self	f-Report).	
□[ORCOA] Ordered Released			

Defendant: Hemphell	Address: 420 E	Washington	Holizon House
Telephone: 377-0191	DOB: 9-10-7	Gallery:	83723

Defendant is assigned to the following department/agency for Interim Pre-Trial Release:

 \square [SBDOA] Upon Satisfaction of Bond, Defendant Held for Pickup

(ICC) COMMUNITY CORRECTIONS

 \square [PROB] PROBATION

Version: 2014-2 Date: 06/04/2014

□[DIP] Complete Driver Improvement Panel	□[COUN] Counseling
☐[COC] Court Ordered Classes	□[DR] Day Reporting
□[DNA] DNA Sample	[DAM] Drug/Alcohol Monitoring Nandom Would Monitor DIANION Pesting
[EM] Electronic Monitoring	□[HIV] HIV Testing
HD Home Detention	□[MSE] Maintain Steady Employment
[FIRE] No Firearms	□[NA] No New Arrests
[ADD] Notify Change of Address	□[OVDL] Obtain a Valid Driver's License
□[PE] Psychological/Mental Health Evaluation/Treatment	□[RWJ] Remain within Jurisdiction
□[RS] Remain/Enroll in School	□[SA] Stay Away Order
□[NC] No Contact	□[DLS] Driver's License Suspend
□[SE] Substance Abuse Evaluation	□[VIP] Vitim Impact Panel
□[RS] Remain In School	□[WR] Work Release
□[COC] Court Ordered Class	-□[CIP] Community Impact Panel
□[NC] No Contact	
I understand that failure to report as directed at in my being returned to custody. Moreover Equipment Defendant Address	Date
Telephone Number	Date
So Ordered. Judge/Magistrate/Commissioner	<u>le/27/17</u> Date

Version: 2014-2 Date: 06/04/2014

STATE OF INDIANA)) SS:	MARION SUPERIOR COURT, CRIMINAL DIVISION 25
COUNTY OF MARION)	
STATE OF INDIANA)	(277) JUN 29 201/
V.)	CAUSE NO. 49G25-1706-F6-023689- A. Eldridge
WILLIE HEMPHILL .))	INITIAL HEARING RIGHTS

YOUR RIGHTS AS A DEFENDANT:

- 1. The Judge will inform you of the nature of the charge(s) against you and answer any questions you have about the following rights. You may have a copy of any charge(s) filed against you.
- 2. You have the right to retain counsel. If you intend to do so, you must do it within ten (10) days after this Initial Hearing if the charge(s) against you is a misdemeanor or within twenty (20) days after this Initial Hearing if the charge(s) is a felony, because there are deadlines for filing motions and raising defenses. If those deadlines are missed, the legal issues and defenses that could have been raised will be waived by you.
- 3. You have a right to have counsel at no expense to you if you are indigent. You must tell the Judge now if you cannot afford to hire an attorney.
- 4. You have the right to a speedy trial.
- 5. You have the right to a trial by jury. If you are charged with a misdemeanor and you wish to have a trial by jury, you must make a request for a jury trial at least ten (10) days prior to your trial setting. If you do not request a jury trial at least ten (10) days prior to your trial setting, you waive your right to a trial by jury. If you want a jury trial, you must make a timely request even if you do not have an attorney.
- 6. You have the privilege against self-incrimination.
- 7. You have a right to bail. Any conditions of bail will be explained to you.
- 8. A preliminary plea of NOT GUILTY is being entered for you. This preliminary plea will become a formal plea of NOT GUILTY ten (10) days after this initial hearing, if the charge(s) is a misdemeanor or twenty (20) days after this initial hearing, if the charge is a felony, unless you choose to enter a different plea.

I have read these rights and I understand them.

D 129 12017	Wills Thugh	ill
Date	Defendant's S	ignature
ADDRESS; & HORIZ	con House	420 E. Washington
PHONE #: 4 3/7-	737-0191	

STATE OF INDIANA COUNTY OF MARION
STATE OF INDIANA
Willie Hemphill Defendant

IN THE MARION SUPERIOR COURT CRIMINAL DIVISION, ROOM 25

CAUSE NO.	49G25-1706 FG 023636	'n
	(270) JUN 29 2017	
	Mula a Eldridge CLERK OF THE MANUTH CIRCUM COURT	

ORDER REMOVING DEFENDANT FROM PRETRIAL MONITORING SERVICE

Defendant is hereby removed from the follow	ving Pretrial Monitoring Service:
Probation Department	
Community Corrections	
JUN 2 9 2017	Clark Rogers
Date	Judge, Criminal Court 25



Marion Superior Court Probation Department 200 E. Washington St. Ste.T641 Indianapolis IN 46204

Full Cause No:

PROBATION REFERRAL

Please bring this form with you when you report to probation.

Name: Walli	e Hemphille	Gallery No. ± 683	3123	-		
Referral type: (circle one) Pre-Trial / Pre-Sentence / Probation Intake / PL340						
IMPORTANT: The court has ore City-County Building at 200 E. W IMMEDIATELY after co IMMEDIATELY after be	Vashington St. (6 th floo urt	or, Room T-641). You □Dept.	ı shall report: of Corr. □Jail □Pa	role		
<u> </u>		□Work	Release □Other			
Referral made by:\(\mathcal{W}.\epsilon\)	ster Date:	612917	Child cr Work Dr Ct prwk Time Other Co.	Revised 11-25-14		

49G 2517Clofun 23639

STATE OF INDIANA COUNTY OF MARION			MARION SUPERIOR COURT,		
			CRIMINAL DIVISION 25 CASE NO. 49G25-1706-F6-02		
STATE OF INDIANA,)	٦	FILI	
State Plaintiff,)		_	
v.)	(270)	JUN 29	
WILLIE HEMPHILL)	Y)	hyla a.	
Defendant.)	GI	THE OF THE RESERVE	
ORDER OF I	NTERIM PRE-	TRIAL RELE	CASE CONDITIONS		
Comes now the Court	, and sets the fol	lowing interim	conditions for Defendar	nt WILLIE	
HEMPHILL. The Defendant	is to comply wi	th all rules, regu	ulations, procedures, trea	atment	
recommendations and pay all	applicable fees.				
Defendant is Not in Custo	ody – Defendan	t to Self-Repor	t		
□[ORC] Ordered Released	from Custody	(to Self-Report	t).		
□[ORCOA] Ordered Relea	sed from Custo	ody to be Held	for Pickup		
□[SBDOA] Upon Satisfacti	ion of Bond, De	fendant Held f	or Pickup		
WILLIE HEMPHILL	1033 E Was	3 E Washington Indianapolis, IN 46201			
Home: 317-653-1936, Cell:	09/10/1971		000000683723		
317-406-1040					
Defendant is assigned to the	following depa	rtment/agency	for Interim Pre-Trial	Release:	
	RRECTIONS				
PROB PROBATION					

Version: 2014-2 Date: 06/04/2014

□[DIP] Complete Driver Improvement Panel	□[COUN] Counseling		
□[COC] Court Ordered Classes	□[DR] Day Reporting		
□[DNA] DNA Sample	DE[DAM] Drug/Alcohol Monitoring Randona drug testing Only		
□[EM] Electronic Monitoring	□[HIV] HIV Testing Waive all		
□[HD] Home Detention	□[MSE] Maintain Steady Employment - Lesting fees		
□[FIRE] No Firearms	□[NA] No New Arrests		
□[ADD] Notify Change of Address	□[OVDL] Obtain a Valid Driver's License		
☐[PE] Psychological/Mental Health Evaluation/Treatment	□[RWJ] Remain within Jurisdiction		
□[RS] Remain/Enroll in School	□[SA] Stay Away Order		
□[NC] No Contact	□[DLS] Driver's License Suspend		
□[SE] Substance Abuse Evaluation	□[VIP] Vitim Impact Panel		
□[RS] Remain In School	□[WR] Work Release		
□[COC] Court Ordered Class	□[CIP] Community Impact Panel		
□[NC] No Contact			
I understand that failure to report as directorelease and may result in my being returned			
WILLIE HEMPHILL, Defendant	Date		
So Ordered. Clark Rogers	Le lagl 17		
Clark Rogers, Judge	Date		

Version: 2014-2 Date: 06/04/2014

Filed: 7/12/2017 1:20 PM Myla A. Eldridge Clerk Marion County, Indiana

MARION COUNTY SUPERIOR COURT, CRIMINAL DIVISION NOTICE OF PRE-TRIAL RELEASE VIOLATION

TO: The Honorable Judge Clark Rogers	RE: Willie J. Hem	phill	
Cause No: 49G14-1706-F6-023639	Gallery No: 68372	23	
Scheduled Court Date: 07/17/17 at 1:30 PM			
Offense: 35-48-4-10(a)(2)/F6: Dealing in Mariju	iana Def. has a prior dru	g conviction and the weight	is less t
Total Monetary Obligation: \$0.00 Paid	i: \$0.00 ⊠ In	ndigent	
ALLEGATIONS:			
Willie Hemphill:			
1. submitted a drug screen on 07/05/17, which	tested positive for Canr	nabinoids.	
ADDITIONAL INFORMATION:			
This is the first Notice of Pretrial Release Viola	tion filed under this caus	e number.	
Mr. Hemphill reported to the Probation Departr drug testing hotline. Mr. Hemphill has not been Pretrial Release.			
Mr. Hemphill was found Indigent to all Pretrial I	Release fees.		
☐ As of today's date, the defendant is in c	ustody Other_		
I HEREBY AFFIRM UNDER THE PENALTIES FOR PERJ KNOWLEDGE AND BELIEF.			THE BEST OF MY
Date: July 12, 2017 Officer: Trinit	y Summit	Reviewed by: Catherine	Mu SN Johnson
Probationer's last known address: 0 Homeless, Homeless,	ss Indiana 00000		
DATE: 7/12/2017		Myla a.	Eldridgel
		Clerk of the	Court

Filed: 9/22/2017 12:51 PM Myla A. Eldridge PERIOR CRIMINAL Clerk Marion County, Indiana

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR CRIMINAL COURT 14
COUNTY OF MARION)	CRIMINAL DIVISION
STATE OF INDIANA)	
v.)	
WILLIE HEMPHILL)	CAUSE NO. 49G14-1706-F6-023639

STATE'S PETITION TO REVOKE BOND

COMES NOW the State of Indiana by and through, DAKOTA SCHEU, Deputy Prosecuting Attorney for the 19TH Indiana Judicial Circuit, and Petitions the Court to Revoke Defendant's Bond and issue a warrant for Defendant's arrest. In support thereof, the State would show as follows:

- 1. That on or about June 27, 2017, Defendant was charged in the above captioned matter with Count 1: Dealing in Marijuana, a Level 6 Felony, Count 2: Possession of Marijuana, a Class A Misdemeanor; said offense having occurred on or about on or about June 26, 2017:
- 2. That on or about June 29, 2017, Defendant had an initial hearing wherein Defendant was sent to Probation.
- 3. That on or about September 21, 2017, Defendant was again arrested and charged with: Count 1: Dealing in Marijuana, a Level 6 Felony, Count 2: Possession of Marijuana, a Class A Misdemeanor; said matter is pending in 49G25-1709-F6-036104, having occurred on or about the same date;
- 4. That Defendant has violated his terms and conditions of bond by not maintaining good and lawful behavior;
- 5. That probable cause has been found that Defendant has committed a new offense while on bond in this cause and therefore Defendant's actions show disdain for the Court's authority;

WHEREFORE, the State of Indiana prays the Court to Revoke Defendant's release or set hearing on same. Further, the State request a warrant be issued for Defendant's arrest and held without bond until further hearing can be held in this cause of action and for all other just and proper relief in the premises.

Respectfully submitted,

____/s/Dakota Scheu DAKOTA SCHEU, 32467-53 Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that a complete and accurate copy of the foregoing was served upon Defendant's counsel via the Public Defender Agency's mailbox; by U.S. Mail, postage prepaid and properly addressed to the attorney of record; or by electronic service pursuant to Indiana Rules of Trial Procedure Rule 86, this date of filing.

__/s/Dakota Scheu
DAKOTA SCHEU
Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-6684

Filed: 9/26/2017 2:32 PM Myla A. Eldridge Clerk Marion County, Indiana

Clerk of the Court

MARION COUNTY SUPERIOR COURT, CRIMINAL DIVISION AMENDED II NOTICE OF PRE-TRIAL RELEASE VIOLATION

TO: The Hon	orable Judge Clark Rogers	RE: Willie J.	Hemphill	
Cause No: 49	9G14-1706-F6-023639	Gallery No: 6	i83723	
Scheduled C	ourt Date: 10/30/17 at 1:30	PM		
Offense: 35-4	48-4-10(a)(2)/F6: Dealing ir	n Marijuana Def. has a prid	or drug conviction and th	e weight is less t
Total Moneta	ry Obligation: \$0.00	Paid: \$0.00	Indigent	
ALLEGATIO	NS:			
Willie Hemph	ill:			
Pending - 2. : New - 3. subi New - 4. on 0 49G14-1705-		n 09/04/17, which tested p /13/17, which tested positi Dealing in Marijuana/F6 a ult of an alleged offense th	ositive for Cannabinoids. ve for Cannabinoids. and Possession of Mariju	
ADDITIONAL	L INFORMATION:			
This is the se	econd amendment to the No	otice of Pretrial Release V	iolation filed on 07/12/17	•
	reported to the Probation [notline. Mr. Hemphill has su			nd was placed on the random being on 08/31/17.
Mr. Hemphill	was found Indigent to all P	retrial Release fees.		
☐ As of too	day's date, the defendant	is in custody 🔲 Ot	her	
I HEREBY AFFI KNOWLEDGE A	RM UNDER THE PENALTIES FO AND BELIEF.	OR PERJURY, THAT THE FORE	GOING ALLEGATIONS ARE	TRUE TO THE BEST OF MY
Date: Septen	nber 26, 2017 Officer:	Trinity Summitty	MTH Reviewed by:	eatherine S Johnson
Probationer's	last known address: 1326 India	6 South Lynhurst Drive anapolis, Indiana 46241-3	550 Yhyla	. a. Eldridge
DATE:	9/26/2017			2

Filed: 1/25/2018 1:53 PM Myla A. Eldridge Clerk Marion County, Indiana

MARION COUNTY SUPERIOR COURT, CRIMINAL DIVISION AMENDED III NOTICE OF PRE-TRIAL RELEASE VIOLATION

			Clerk of the Court
DATE:		77	hyla a. Eldridge
	outh Lynhurst Drive apolis, Indiana 46241-	3550	. 4 . 6 . 5
Date: January 25, 2018 Officer:	Trinity Summitt	Mult Reviewed by	Traci Collyard
I HEREBY AFFIRM UNDER THE PENALTIES FOR F KNOWLEDGE AND BELIEF.	PERJURY, THAT THE FOR	REGOING ALLEGATIONS A	RE TRUE TO THE BEST OF MY
☐ As of today's date, the defendant is	in custody 🔲 (Other	
Mr. Hemphill was found Indigent to all Pret	rial Release fees.		
Mr. Hemphill reported to the Probation Dep drug testing hotline. Mr. Hemphill has subn Hemphill also tested positive for alcohol or	nitted 17 negative dru	ppointment on 07/05/1 g screens, the most re	7 and was placed on the random cent being on 01/22/18. Mr.
This is the third amendment to the Notice of	of Pretrial Release Vid	plation filed on 07/12/17	7.
ADDITIONAL INFORMATION:			
ALLEGATIONS: Willie Hemphill: Pending - 1. submitted a drug screen on 0.000 Pending - 2. submitted a drug screen on 0.000 Pending - 3. submitted a drug screen on 0.000 Pending - 4. on 09/21/17, was charged with number 49G14-1705-F6-036104. This is the scheduled for a Pretrial Conference on 0.1/1/1/1/1/1/1/1/1/1/1/1/1/1/1/1/1/1/1/	9/04/17, which tested 9/13/17, which tested h Dealing in Marijuana result of an alleged 31/18 at 1:30 PM. 7/17, which tested pos 1/17, which tested pos 1/17, which tested pos 1/18, wh	positive for Cannabino positive for Cannabino a/F6 and Possession of offense that occurred sitive for Cannabinoids. Sitive for Cannabinoids. Sitive for Cannabinoids. Sitive for Cannabinoids. Sitive for Cannabinoids. Sitive for Cannabinoids. Sitive for Cannabinoids.	oids. oids. of Marijuana/MA under cause on 09/20/17. Mr. Hemphill is
ALLEGATIONS:			
Total Monetary Obligation: \$0.00	Paid: \$0.00	☐ Indigent	u trie weight is less t
Offense: 35-48-4-10(a)(2)/F6: Dealing in M		rior drug conviction an	d the weight is less t
Scheduled Court Date: 01/31/2018 at 1:30	Gallery No	. 003723	
TO: The Honorable Judge Jose D. Salinas Cause No: 49G14-1706-F6-023639		J. Hemphill	
TO: The Handrahla Judge Jose D. Colinge	DE. W.III.	1. 1 Laura de III	

Filed: 2/28/2018 2:23 PM Myla A. Eldridge

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COURT 14	CRIMINAL C Marion County, Indi
COUNTY OF MARION)	CRIMINAL DIVISION, ROOM	E439
STATE OF INDIANA)		
V.)		
••)		
WILLIE HEMPHILL)	CAUSE NO. 49G14-1706-F6-	023639

STATE'S NOTICE OF INTENT TO FILE HABITUAL OFFENDER ENHANCEMENT

The State of Indiana, pursuant to I.C. 35-50-2-8, hereby notifies the named Defendant that the State of Indiana intends to file a habitual offender sentencing enhancement in this cause if good faith plea negotiations are unsuccessful. Charging information and a motion will follow.

Respectfully submitted,

/s/ Brandon Townsend_ BRANDON TOWNSEND, 34400-49 Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that a complete and accurate copy of the foregoing was served upon Defendant's counsel via the Public Defender Agency's mailbox; by U.S. Mail, postage prepaid and properly addressed to the attorney of record; or by electronic service pursuant to Indiana Rules of Trial Procedure Rule 86, this date of filing.

/s/ Brandon Townsend
BRANDON TOWNSEND
34400-49
Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-5307

51A1	E OF INDIANA))SS:	CRIMINAL DIVISION, ROOM W-343
COU	NTY OF MARION)	CAUSE NO. 49G14-1706-F6-023639
STAT	TE OF INDIANA))
WILI	LIE J. HEMPHILL))
	ORDER O	N VIO	LATION OF PRE-TRIAL RELEASE
The C	ourt having reviewed the	e Violatio	on of Probation now ORDERS:
	statute IC 35-33-2-4, a expire.	warrant (rrest shall be issued. This is a re-arrest warrant and pursuant to of arrest for a felony and a re-arrest warrant for any offense do not
			d under this cause number.
V			pm
	Court notes that a heari	ng has al	lready been set on
	Court notes that a warra Probation Vio		rently active on this case for: Community Corrections Violation.
	Court takes no action a	s to this	violation filing.
So Oł	RDERED April 26, 2018	i .	Judge
			Marion Superior Court Criminal Division Room

Filed: 4/26/2018 3:51 PM Myla A. Eldridge Clerk Marion County, Indiana

MARION COUNTY SUPERIOR COURT, CRIMINAL DIVISION AMENDED IV NOTICE OF PRE-TRIAL RELEASE VIOLATION

RE: Willie J. Hemphill

TO: The Honorable Judge Jose D. Salinas

Cause No: 49G14-1706-F6-023639	Gallery No:	683723	
Scheduled Court Date: 04/30/2018 at 1:30) PM		
Offense: 35-48-4-10(a)(2)/F6: Dealing in I	√larijuana Def. has a pr	rior drug conviction and the	e weight is less t
Total Monetary Obligation: \$0.00	Paid: \$0.00	⊠ Indigent	
ALLEGATIONS:			
Willie Hemphill:			
Pending - 1. submitted a drug screen on 0 Pending - 2. submitted a drug screen on 0 Pending - 3. submitted a drug screen on 0 Pending - 4. on 09/21/17, was charged winumber 49G14-1709-F6-036104. This is to scheduled for a Pretrial Conference on 04 Pending - 5. submitted a drug screen on 1 Pending - 6. submitted a drug screen on 1 Pending - 7. submitted a drug screen on 1 Pending - 8. submitted a drug screen on 0 Pending - 9. submitted a drug screen on 0 Pending - 10. submitted a drug screen on 0 Pending - 10. submitted a drug screen on 0 New - 11. submitted a drug screen on 04/10	09/04/17, which tested points and tested points are sult of an alleged and alleged are sult of an alleged are sult of an alleged are sult of an alleged are sult of an alleged are sult of an alleged are sult of an alleged points are sult of a sult	positive for Cannabinoids. positive for Cannabinoids. a/F6 and Possession of Ma offense that occurred on 0 positive for Cannabinoids. positive for Cannabinoids. positive for Cannabinoids. positive for Cannabinoids. positive for Cannabinoids. positive for Cannabinoids. I positive for Cannabinoids.	9/20/17. Mr. Hemphill is
ADDITIONAL INFORMATION:			
This is the fourth amendment to the Notice	e of Pretrial Release Vi	olation filed on 07/12/17.	
Mr. Hemphill reported to the Probation De drug testing hotline. Mr. Hemphill has sub Hemphill also tested positive for alcohol o	mitted 20 negative drug	ppointment on 07/05/17 and screens, the most recent	d was placed on the random being on 03/09/18. Mr.
Mr. Hemphill was found Indigent to all Pre	trial Release fees.		
☐ As of today's date, the defendant is	in custody 🔲 O	ther	
I HEREBY AFFIRM UNDER THE PENALTIES FOR KNOWLEDGE AND BELIEF.	PERJURY, THAT THE FOR	EGOING ALLEGATIONS ARE T	RUE TO THE BEST OF MY
Date: April 26, 2018 Officer:	Trinity Summit	Reviewed by:	1 AUA DU FOR Aci Collyard
	South Lynhurst Drive apolis, Indiana 46241-3		
4/26/2018 DATE:		Myla	a. Eldridge
		Cler	k of the Court

Filed: 5/1/2018 10:35 AM Myla A. Eldridge Clerk Marion County, Indiana

MARION COUNTY PUBLIC DEFENDER AGENCY

151 North Delaware, Suite 200 Indianapolis, IN 46204-3320 Phone (317) 327-4100 Fax (317) 327-3754 TDD FOR HEARING IMPAIRED (317) 327-5186

CONFLICT DEFENSE APPEARANCE FORM (CRIMINAL)

Cause Number: 49G14-1706-F6-023639

Name of Defendant: WILLIE HEMPHILL

1. Defense Attorney Information (as applicable for service):

James Mcginley

Atty No: 23962-49

One North Pennsylvania Street North Suite 450

Indianapolis, IN 46206

Fax:

Email: jamesmcginleylaw@gmail.com

Business Phone: 317-507-5400 Alternate Phone: 317-327-4100

2. Defendant WILL NOT accept service by FAX

Note: If separate attorneys represent separate defendants or separate sets of defendants, use an appearance form for each separately represented defendant or set of defendants.

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time of a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

STATE OF INDIANA) IN THE MARION SUPERIOR COURT
T.) CRIMINAL DIVISION, ROOM 14
COUNT OF MARION)
1) 49G14- <u>1611-F6-043092</u>
STATE OF INDIANA) 49G14- <u>1706-F6-023639</u>
I) 49G14- 1709-F6-036104
vs	49G14- 1805-F6-014097
)
Willie Hemphill)
	REEMENT
	and the Defendant, in person and by counsel, and hereby enters into the
following plea agreement.	300
1. The Defendant will plead guilty to: 49G14- 1611-F6-043092	Count: 🔑 🐧 Crime: Poss. Of Marijuana BM
49G14-	Count: Crime:
49G14- 1805-F6-014097	Count: 1 Crime: Resisting Law Enforcement F6
49G14- 1805-F6-014097	Count: 2 Crime: Driving While Suspended AM
	43092 Count 1 ; 49G14-1706-F6-023639;
	36104; 49G14-1805-F6-014097 Count 3
3. Count and Cause: 49G14-1611-F6-043092 Count 2	
124 Total Days 0 Suspended 124 Executed	62 + 62 Credit Time 0 Probation
 · · 	
Placement for Executed Time Shall Be: MCJ	
ANACHA Frank	seful Completion of all terms
No AMS	ssful Completion of all terms AMS Open to Argument
5. Count and Cause: 49G14-1805-F6-014097 Count 1	
	
545 Total Days 180 Suspended 365 Executed	
Placement for Executed Time Shall Be: MCCC - HD	
N No ANAS ANAS III Front ANAS II non Sugar	ANS Once to Augusta
	ssful Completion of all terms AMS Open to Argument NT TO YSGIY-1805-FG-014077 COUNT 1
ろんで Total Days 0 Suspended 3に至こxecuted	0 + 0 Credit Time 0 Probation
Placement for Executed Time Shall Be: MCCC-HD	
No AMS AMS Up Front AMS Upon Succes	ssful Completion of all terms AMS Open to Argument
7. Causes to be Served: Concurrently X	Consecutively
·	
NOTE: The Defendant understands and acknowledges that placement int	ro a specific Marion County Community Corrections program component
depends on availability and that the defendant shall (or may) be held in c	
depends on availability and that the defendant shall (or may) be held in c	ustody periding availability.
X All standard conditions of probation of MCCC, including wee	random drug testing
X Substance Abuse Evaluation and Treatment	X \$200 Interdiction Fee
Probation to Terminate upon successful completion	Probation to become non-reporting upon successful
	completion
Court shall determine initial placement with Marion County	Community Corrections. MCCC may then place defendant in a program
deemed appropriate.	
	•
X Fines, costs, and applicable fees left to the discretion of the	court.
X Private Viscons Granus ded for 205 days	
Driver's Licesne Suspended for 365 days	
X Other Conditions and Terms:	
X Other Conditions and Terms: If Defendant violates MCCC-HD or Probation, Defendant agree	ees to served the remaining time in MCL
If there are no violations while on MCCC-HD, Probation can	
in there are no violations within our infection, Frobation call	A A
	-AA #2
	6-25-201
Dead Ist / /// Planky	U4 11-101
www. I benefit	
Prosecuting Attorney Defendant	Defense Counsel Date
	\
•	V

STATE	E OF INDIANA)	IN THE MARION SUPERIOR COURT
COUN	NT OF MARION))	CRIMINAL DIVISION, ROOM 14
STATE	E OF INDIANA) 49G14) 49G14-	
317412		49G14	
V S)) 49G14)	
Aman	nda Jones	-	
Before	ADVISMENT AND V e the Court may accept a GUILTY PLEA, you must be informed of certain		possess. You must READ this document carefully.
1.	The State of Indiana has charged you with a Level 6 Felony or a Class A	Misdemeanor.	
2.	The maximum penalty for a Level 6 Felony is two and one half years imprisonment. The Maximum penalty for a Class A misdemeanor is one days imprisonment.		• • •
3	Notwithstanding paragraph two, if you have been charged with a Level unless you have received such treatment on a prior, unrelated Class D of the commission of this offense.		
4	If you are pleading guilty to more than one (1) offense, the Court may in the other).	mpose penalties concurre	ntly (e.g., together) or consecutively (e.g., one after
•	If you were on probation, parole, were incarcerated, released on bond, you committed this offense, your plea of guilty may have an adverse eff you may receive for this offense must be consecutive to any sentence to	fect upon your probation,	parole, or incarceration status. Any sentence that
5	in this case results in deportation, denial of re-entry, prohibition of citiz		_ · · · · · · · · · · · · · · · · · · ·
7	If you have a prior history of juvenile or criminal offenses, you may rece	eive a harsher penalty than	n you would otherwise.
3	You have the right to be represented by an attorney. You have the right to a continuance in which to hire an attorney and to to proceed without an attorney, you will be giving up these rights.		
Ð	You have the right to a public and speedy trial by jury examine witnesses against you, and the right to require that the State of do not have to testify but in which you may testify if you wish. If you chart the right to appeal any decision made by the Judge. By pleading guilty	of Indiana prove you guilty noose to remain silent, you	beyond a reasonable doubt at a trial at which you or silence cannot be used against you, and you have
10	Your guilty plea has been knowing and voluntary, and no promises, three	eats, or force have been us	sed to make you plead guilty
11	If the offense to which you are pleading guilty involves the operation of Motor Vehicles and will be placed on your driving record and may coun		
12	If you and the State of Indiana have entered into a plea agreement on y plea agreement and cannot alter the terms. Pursuant to Administrative right to exclude the pending plea agreement from Public Access. If the O	Rule 9(G)(6)(a) and I.C. 35	5-33-3-3, the Defendant and the State waive the
13	You have been given the opportunity to read the Probable Cause Affida constitute a factual basis for your plea.	vit and Information filed in	n this case and the facts contained in it are true and
14	You have a right, pursuant to the Sixth Amendment to Constitution, to have a jury determine, by proof beyond a reasonable of the Court to impose a sentence in excess of the statutory presumptive saggravating circumstance. You hereby WAIVE such rights and request to aggravating and/or mitigating circumstances and impose sentence, affectively exidence and argument presented at the sentencing hearing.	oubt, the existence of any sentence and to have the s hat the Judge of this Court	fact or aggravating circumstance that would allow State of Indiana provide written notification of any t make the determination of the existence of any

Defense Counsel

Defendant

Date

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT *FOR PUBLIC RELEASE*

CASE REPORT: DP170106864-0000 INCIDENT TYPE: UNKNOWN LOCATION: 777 N MERIDIAN ST **DISTRICT: MDT BEAT: DT40**

OCCURRED: 9/20/2017 18:17 TO 9/20/2017 AT 20:00

REPORTED: 9/20/2017 AT 22:09

INCIDENT OFFENSE 1: 35-48-I: CONTROLLED SUBSTANCE- DEALING MARIJUANA

WEAPON USED:

INCIDENT OFFENSE 2: 35-48-J: CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION

MARIJUANA WEAPON USED:

PERSON: 1

INVOLVEMENT: ARRESTEE/SUSPECT / OFFENDER

NAME: HEMPHILL, WILLIE J

RACE: B SEX: M

DOB: 9/10/1971 AGE: 46

SSN:

HGT: WGT:

HAIR: BLK EYES:

ID(OLN): 0880739019 IN

ADDRESS(RESIDENCE): 27 N GRAY ST

CITY: INDIANAPOLIS STATE: IN ZIP:

ADDRESS: 27 N GRAY ST1033 E WASHINGTON ST

CITY: INDIANAPOLIS STATE: IN ZIP: 46202

CHARGE 1: 35-48-4-10 M-CONTROLLED SUBSTANCE- MANUFACTURE/DEALING

MARIJUANA/HASHISH/SALVIA /M

PROPERTY: 1

INVOLVEMENT: SEIZED

TYPE: DRUGS / NARCOTICS - CONTROLLED SUBSTANCE

CATEGORY: DRUG

ARTICLE:

QUANTITY: 15.31 MAKE: MODEL:

SERIAL #: MISC/OAN #: VALUE: 110

MEDIA RELEASE NARRATIVE:

ADULT MALE ARRESTED FOR NARCOTICS.

OFFICERS:

- 1: ARRESTING / CITING: PATROL OFFICER-HARPER. DERIK: 30523
- 2: REPORTING: PATROL OFFICER-HARPER, DERIK: 30523
- 3: APPROVING: SGT.-GREGORY, MARK: G9559
- 4: ASSISTING: PATROL OFFICER-WALTERS, JOHN: W8300
- 5: ASSISTING: PATROL OFFICER-DRENNAN, DAVID: 30750
- 6: ASSISTING: PATROL OFFICER-PLUMMER, MATTHEW: 21050
- 7: ASSISTING: PATROL OFFICER-PENNINGTON, KARI: 31321

END OF REPORT

11/30/2017 Inmate Lookup Tool





Inmate Database Search

Inmate Database Search Results

Inmate Information

Grand Total:

\$0.00

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE J HEMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 510
 Weight:
 165

 Hair Length:
 Hair Color:
 BLACK

 Complexion:
 Eye Color:
 BROWN

Inmate Information			
Booking #:	1738493	Race:	Black
Permanent ID #:	00000683723	Ethnicity:	NON-HISPANIC
State ID:		Marital Status:	
Police/County ID:		Citizen:	UNITED STATES
FBI#:		Country of Birth:	UNITED STATES
ICE #:			

Incarceration Information		
Current Housing Section:	Current Location:	CCA
Current Housing Block:	County:	
Current Housing Cell:	Commitment Date:	09/20/2017
Current Housing Bed:	Release Date:	09/23/2017 07:47
	Please Note: Proie	ected Release Date is subject to change.

Alias Information

There are no aliases for this inmate.

Detainer Information

There is no detainer information for this inmate.

Bond Information Case #: 49G25-1709-F6-036104 Amount: Percent: Additional: Total: Bond Type: Status: Posted By: Post Date:

Charge Information					
Case #	Offense Date	Code	Description	Grade	Degree
49G25-1709-F6-036104		35-48-4-10(a)(2)	Dealing in Marijuana	6	F
49G25-1709-F6-036104	09/20/2017	35-48-4-11(a)(2)	Possession of Marijuana	Α	M
49G25-1709-F6-036104	09/20/2017	35-48-4-10(a)(2)	Dealing in Marijuana	Α	M
49G25-1709-F6-036104		35-48-4-11(a)(1)	Possession of Marijuana	Α	M

Hearing Information

There is no hearing information for this inmate.

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http://inmateinfo.indy.gov/IML

CASE SUMMARY CASE No. 49G14-1709-F6-036104

\$ \$ \$ \$ \$.\$

State of Indiana

v.

WILLIE HEMPHILL

Location:

Marion Superior Court, Criminal Division 14 Judicial Officer: Salinas, Jose D

Filed on: **09/21/2017**

Case Number History: 49G25-1709-F6-036104

Habitual Status Filed

Police Agency Number: DP170106864 Prosecutor Case 49-DM1286909

Management Number:

CASE INFORMATION

Offense Statute Deg **Date** Case Type: **F6 - Felony 6** 1. 35-48-4-10(a)(2)/F6: Dealing in Marijuana 09/20/2017 35-48-4-10(a) F6 Case Def. has a prior drug conviction and the (2) 06/25/2018 Decided Status: weight is less t 09/20/2017 Case Flags: 2. 35-48-4-11(a)(1)/MA: Possession of 35-48-4-11(a) MA **Cash Bond Posted** Marijuana (1) **Electronically Filed**

Statistical Closures

06/25/2018 Dismissed

Bonds

Marion Cash Bond \$145.00

9/22/2017 Cash Bond Received by Clerk

Counts: 1, 2

DATE CASE ASSIGNMENT

Current Case Assignment

Case Number 49G14-1709-F6-036104

Court Marion Superior Court, Criminal Division 14

09/25/2017 Date Assigned Judicial Officer Salinas, Jose D

PARTY INFORMATION

PAGE 1 OF 7

State Plaintiff State of Indiana Attorneys

Curry, Terry Raymond 317-327-5338(W)

MARION COUNTÝ PROSECUTOR'S OFFICE 251 East Ohio Street Suite 160 Indianapolis, IN 46204 MCPO-

EFSNotification@Indy.Gov

Rizzo, Philip G

251 E Ohio ST STE 160 Indianapolis, IN 46204 MCPO-

EFSNotification@Indy.Gov

Defendant HEMPHILL, WILLIE

501 W MAIN ST Plainfield, IN 46168

Black Male Height 5' 10" Weight 190

DOB: 09/10/1971 Age: 46

Wallace, Robert Scott Retained 317-631-2130(W) P.O. Box 2911 Indianapolis, IN 46206

Printed on 06/24/2019 at 3:41 PM

CASE SUMMARY

DL: IN 0880739019 CASE No. 49G14-1709-F6-036104

Other Agency Number: 000000683723 Indianapolis Metropolitan Police

scott@scottwallacelaw.com

DATE	EVENTS & ORDERS OF THE COURT	INDEX
09/21/2017	Case Opened as a New Filing	
09/21/2017	Case Filed Electronically Added By EFile Manager	
09/21/2017	Information Filed File Stamp: 09/21/2017 Filed By: State Plaintiff State of Indiana Information	
09/21/2017	Motion Filed File Stamp: 09/21/2017 Filed By: State Plaintiff State of Indiana Motion for Stay Away Order Upon Release	
09/21/2017	Probable Cause Affidavit Filed File Stamp: 09/21/2017 Filed By: State Plaintiff State of Indiana PC APC Hemphill.pdf	
09/21/2017	Discovery Filed File Stamp: 09/21/2017 Filed By: State Plaintiff State of Indiana CM History Hemphill	
09/21/2017	Discovery Filed File Stamp: 09/21/2017 Filed By: State Plaintiff State of Indiana Gallery History Hemphill	
09/21/2017	Hearing Scheduling Activity Initial Hearing scheduled for 09/25/2017 at 8:30 AM.	
09/21/2017	Probable Cause Found: Order Issued (Judicial Officer: Springer, Jennifer Haley-C) Order Signed: 09/21/2017	
09/21/2017	Order Granting (Judicial Officer: Springer, Jennifer Haley-C) Order Signed: 09/21/2017 STAY AWAY ORDER GRANTED	
09/21/2017	Order Issued (Judicial Officer: Springer, Jennifer Haley-C) Order Signed: 09/21/2017 STAY AWAY ORDER ISSUED	
09/21/2017	Court Sets Bond (Judicial Officer: Springer, Jennifer Haley-C) Party: Defendant HEMPHILL, WILLIE 150.00 CASH BOND	
09/21/2017	Administrative Event COURT CARD GIVEN 9/25/17 8:30 AM	
09/22/2017	Automated Paper Notice Issued to Parties Hearing Scheduling Activity 9/21/2017: WILLIE HEMPHILL Order Granting	
	COURT CARD GIVEN 9/25/17 8:30 AM Automated Paper Notice Issued to Parties	

CASE SUMMARY CASE No. 49G14-1709-F6-036104

CASE NO. 49G14-1709-F6-036104				
	9/21/2017 : WILLIE HEMPHILL			
09/22/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 9/21/2017: Terry Raymond Curry Order Granting 9/21/2017: Terry Raymond Curry			
09/22/2017	Cash Bond Entered in Clerk's Office			
09/25/2017	Initial Hearing (8:30 AM) (Judicial Officer: Coleman, Gregory Howard-PT) Commenced and concluded Parties Present: Defendant HEMPHILL, WILLIE			
09/25/2017	Advisement of Rights Conducted (Judicial Officer: Coleman, Gregory Howard-PT)			
09/25/2017	Indigent Counsel Appointed at County Expense No fee ordered			
09/25/2017	Omnibus Date 12-3-17			
09/25/2017	Transfer Case (Judicial Officer: Coleman, Gregory Howard-PT) To G14			
09/25/2017	Administrative Event PTC To be heard in G14 on 10-30-17 1:30 pm			
09/25/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 10/30/2017 at 1:30 PM.			
09/26/2017	Automated Paper Notice Issued to Parties Hearing Scheduling Activity 9/25/2017: WILLIE HEMPHILL			
09/26/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 9/25/2017: Terry Raymond Curry			
09/26/2017	Appearance Filed File Stamp: 09/26/2017 For Party: Defendant HEMPHILL, WILLIE PDIS Filing - Appearance			
10/30/2017	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Attorney Wallace, Robert Scott Defendant HEMPHILL, WILLIE			
10/30/2017	Hearing Scheduling Activity Pretrial Conference scheduled for 01/31/2018 at 1:30 PM.			
10/31/2017	Administrative Event MINUTE SHEET 10/30/2017			
11/01/2017	Automated ENotice Issued to Parties Hearing Scheduling Activity 10/30/2017: Terry Raymond Curry; Robert Scott Wallace			
11/13/2017	Discovery Filed File Stamp: 11/13/2017 Filed By: State Plaintiff State of Indiana			

CASE SUMMARY CASE No. 49G14-1709-F6-036104

CASE NO. 49G14-1709-F6-036104				
	Discovery, Initial (Strike)			
11/13/2017	Appearance Filed File Stamp: 11/13/2017 For Party: State Plaintiff State of Indiana Appearance Form (Strike L6)			
01/31/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Defendant HEMPHILL, WILLIE			
01/31/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 02/26/2018 at 1:30 PM.			
02/01/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 1/31/2018: Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace			
02/01/2018	Administrative Event MINUTE SHEET 01/31/2018			
02/26/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded			
02/26/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 03/26/2018 at 1:30 PM.			
02/26/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 04/18/2018 at 1:30 PM.			
02/27/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 2/26/2018: Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace Hearing Scheduling Activity 2/26/2018: Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace			
02/27/2018	Administrative Event MINUTE SHEET 02/26/2018			
02/28/2018	Notice Of Intent To Seek Habitual Substance Offender Status File Stamp: 02/28/2018 Filed By: State Plaintiff State of Indiana Habitual Intent Notice			
03/26/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Huerta, Ronnie - MAG) Commenced and concluded			
03/26/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 04/02/2018 at 1:30 PM.			
03/27/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 3/26/2018: Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace			
03/27/2018	Administrative Event MINUTE SHEET 03/26/2018			
04/02/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded			

CASE SUMMARY CASE NO. 49G14-1709-F6-036104

04/02/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 04/30/2018 at 1:30 PM.
04/03/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 4/2/2018: Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace
04/03/2018	Administrative Event MINUTE SHEET 04/02/2018
04/13/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 04/18/2018 at 1:30 PM was cancelled. Reason: Judicial Action.
04/14/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 4/13/2018: Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace
04/18/2018	CANCELED Pretrial Conference (1:30 PM) (Judicial Officer: Kinkade, Kelly Noel-PT) Judicial Action
04/30/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
04/30/2018	Administrative Event File Stamp: 04/30/2018 Court vacates all pre-trial release condtions
04/30/2018	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Salinas, Jose D Exp: 06/04/2018)
	- Community Corrections - Drug/Alcohol Monitoring random drug testing only - Probation
04/30/2018	Administrative Event MINUTE SHEET
05/01/2018	Appearance Filed File Stamp: 05/01/2018 For Party: Cash Bond Depositor HEMPHILL, SCHRELLE appearance
05/21/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
05/21/2018	Petition to Revoke Filed File Stamp: 05/19/2018 Filed By: State Plaintiff State of Indiana Revoke Bond, Motion
05/21/2018	Administrative Event MINUTE SHEET
05/21/2018	Administrative Event File Stamp: 05/21/2018 Court will address the motion to revoke at hearing set 5/21/2018

CASE SUMMARY CASE No. 49G14-1709-F6-036104

	CASE NO. 49G14-1709-F6-036104
05/24/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded
05/24/2018	Administrative Event MINUTE SHEET
05/24/2018	Party To Be Held In Custody (Judicial Officer: Christ, John -M) Order Signed: 05/24/2018 Party: Defendant HEMPHILL, WILLIE
05/24/2018	Court Sets Bond (Judicial Officer: Christ, John -M) Party: Defendant HEMPHILL, WILLIE \$500.00 cash bond
05/29/2018	Pretrial Conference (9:00 AM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
05/29/2018	Administrative Event MINUTE SHEET
06/04/2018	Pretrial Conference (9:00 AM) (Judicial Officer: Huerta, Ronnie - MAG) Commenced and concluded
06/04/2018	Hearing Scheduling Activity Final PreTrial Conference scheduled for 07/18/2018 at 1:30 PM.
06/04/2018	Hearing Scheduling Activity Jury Trial scheduled for 07/23/2018 at 8:30 AM.
06/04/2018	Order to Release From Custody To Be Held For Other Agency (Judicial Officer: Huerta, Ronnie - MAG) Order Signed: 06/04/2018 Community Corrections- work release
06/04/2018	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Huerta, Ronnie - MAG)
06/05/2018	- Community Corrections - Drug/Alcohol Monitoring random drug testing only - Probation - Work Release Automated ENotice Issued to Parties Hearing Scheduling Activity 6/4/2018: James Michael Anthony McGinley; Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace Hearing Scheduling Activity 6/4/2018: James Michael Anthony McGinley; Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace
06/05/2018	Administrative Event Minute Sheet
06/13/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 06/25/2018 at 1:30 PM.
06/14/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/13/2018: James Michael Anthony McGinley; Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace
06/25/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded
06/25/2018	

CASE SUMMARY CASE No. 49G14-1709-F6-036104

CASE NO. 47G14-1/07-10-030104			
	Administrative Event MINUTE SHEET		
06/25/2018	Motion to Dismiss Filed File Stamp: 06/25/2018 Filed By: State Plaintiff State of Indiana all counts		
06/25/2018	Order Granting Motion to Dismiss (Judicial Officer: Salinas, Jose D) Order Signed: 06/25/2018 all counts		
06/25/2018	Judgment (Judicial Officer: Salinas, Jose D) 1. 35-48-4-10(a)(2)/F6: Dealing in Marijuana Def. has a prior drug conviction and the weight is less t Dismissed 2. 35-48-4-11(a)(1)/MA: Possession of Marijuana Dismissed		
06/25/2018	Hearing Scheduling Activity Final PreTrial Conference scheduled for 07/18/2018 at 1:30 PM was cancelled. Reason: Dismissal / Judgment.		
06/25/2018	Hearing Scheduling Activity Jury Trial scheduled for 07/23/2018 at 8:30 AM was cancelled. Reason: Dismissal / Judgment.		
06/25/2018	Disposition Sent Electronically to Indiana State Police Added By CHRIS Interface (DISP)		
06/26/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/25/2018: James Michael Anthony McGinley; Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace Hearing Scheduling Activity 6/25/2018: James Michael Anthony McGinley; Terry Raymond Curry; Philip G Rizzo; Robert Scott Wallace		
07/18/2018	CANCELED Final PreTrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Dismissal / Judgment		
07/23/2018	CANCELED Jury Trial (8:30 AM) (Judicial Officer: Salinas, Jose D) Dismissal / Judgment		
T-2	v v		

Defendant HEMPHILL, WILLIE Cash Bonds Balance as of 6/24/2019

DATE

145.00

FINANCIAL INFORMATION

STATE OF INDIANA MARION COUNTY, ss:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
	Cause No: 49
STATE OF INDIANA)	INFORMATION
)	INFORMATION
vs.)	COUNTI
)	DEALING IN MARIJUANA
	I.C. 35-48-4-10(a)(2) and I.C. 35-48-4-10(c)
WILLIE HEMPHILL B/Male	(1)(A)
DOB 9/10/1971	A CLASS A MISDEMEANOR
	COUNT II
	POSSESSION OF MARIJUANA
	I.C. 35-48-4-11(a)(1) and I.C. 35-48-4-11(b)
	A CLASS B MISDEMEANOR
On this date, the undersigned came before t Circuit and, being duly sworn (or having affirme	he Prosecuting Attorney of the Nineteenth Judicial ed), stated that in Marion County, Indiana
COUNT I	
On or about September 20, 2017, WILLIE H	EMPHILL did knowingly or intentionally possess
with the intent to deliver marijuana, pure or adu	ılterated, with the said marijuana weighing less
than 30 grams;	
COUNT II	
On or about September 20, 2017, WILLIE H	EMPHILL did knowingly possess a controlled
substance, that is: Marijuana, pure or adulterate	ed;
all of which is contrary to statute and agains	t the peace and dignity of the State of Indiana.
I swear or affirm under penalty of perjury as representations are true.	specified by I.C. 35-44.1-2-1 that the foregoing
/s/ Shari Blessing	a
 Affiant	September 21, 2017 Date
, mart	54.0
	TERRY R. CURRY
	Marion County Prosecutor
State's Witnesses:	19th Judicial Circuit
DAVID PHILLIP DRENNAN IMPD	
DERIK WESLEY HARPER IMPD KARI LYN PENNINGTON IMPD	/s/ Shari Blessing

MATTHEW JASON PLUMMER IMPD JOHN MATTHEW WALTERS IMPD Deputy Prosecuting Attorney

STATE OF INDIANA MARION COUNTY, ss:		IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
STATE OF INDIANA)))	Cause No: 49
vs.		INFORMATION PART II OF COUNT I DEALING IN MARIJUANA
WILLIE HEMPHILL B/Male DOB 9/10/1971		LEVEL 6 FELONY I.C. 35-48-4-10(c)(1)
The undersigned affiant does hereby	y swear or affirm ι	under the penalties of perjury that:
defendant WILLIE HEMPHILL, has	previously been	ty, State of Indiana, the following named convicted of a drug offense in the Marion 20 under cause number 49G20-1504-F4-
014470 on or about 7/1/2015		
All of which is contrary to the laws	s of the State of In	diana.
/s/ Shari Blessing		
Affiant		September 21, 2017 Date
State's Witnesses: Marion County Clerk Keeper of Records, IMPD Keeper of Records, Indiana DOC		TERRY R. CURRY Marion County Prosecutor 19th Judicial Circuit /s/ Shari Blessing
Fingerprint Examiner, IMPD		Deputy Prosecuting Attorney

STATE OF INDIANA MARION COUNTY, ss:		IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
OTATE OF INDIANA)))	Cause No: 49
STATE OF INDIANA vs.		INFORMATION PART II OF COUNT II POSSESSION OF MARIJUANA
WILLIE HEMPHILL B/Male DOB 9/10/1971		CLASS A MISDEMEANOR I.C. 35-48-4-11(b)
The undersigned affiant does hereby	y swear or affirm ι	under the penalties of perjury that:
defendant WILLIE HEMPHILL, had County Superior Court, Criminal E 014470, on or about 7/1/2015.	previously been Division Room G	convicted of a drug offense in the Marion 20 under cause number 49G20-1504-F4-
All of which is contrary to the laws /s/ Shari Blessing	s of the State of In	diana.
Affiant	 ,	September 21, 2017 Date
State's Witnesses: Marion County Clerk Keeper of Records, IMPD		TERRY R. CURRY Marion County Prosecutor 19th Judicial Circuit /s/ Shari Blessing
Keeper of Records, Indiana DOC Fingerprint Examiner, IMPD		Deputy Prosecuting Attorney

STATE OF INDIANA, COUNTY OF MARION, SS:

PROBABLE CAUSE AFFIDAVIT

IMPD Case/Incident Number: DP17106864/I1726323

Defendant Name: Willie Hemphill

Location of Incident: 777 N. Meridian Street

Arresting Officer / ID: D. Harper/30523

Agency: Indianapolis Metropolitan Police Department

I swear (affirm), under penalty of perjury as specified by IC 35-44.1-2-1, that the foregoing representations are true. On Wednesday, September 20, 2017 at 6:17 PM, I, Officer Derik Harper (ID# 30523) of the Indianapolis Metropolitan Police Department was on patrol in full police uniform and operating fully marked police vehicle within the American Legion Mall Park located at 777 North Meridian Street. This area is known for vagrancy problems, as well as narcotics activity and use. In fact, officers have encountered multiple subjects using marijuana and synthetic cannabis, also known as "spice" and/or "Katie." As I drove north in the southwest portion of the park, I, Officer Harper observed a subject later identified as Mr. Willie Hemphill a black male siting in the middle of the park on a stone bench. Mr. Willie Hemphill was with seven other people two black females and five other black males. My attention was drawn to Mr. Hemphill because he looking back and forth anxiously as I was driving towards the group and as I came closer he appeared to toss something on the ground. After I made contact with the group and I could smell alcohol and see several alcoholic beverages around the group which are prohibited in the park and is posted at all four corners of the park. I could also smell the odor of raw marijuana which I immediately recognized from my training and experience as a police officer. Mr. Hemphill kept trying to avoid eye contact with me by turning away and looking down or when I came near him. The odor of marijuana, the presence of alcoholic beverages in a prohibited area, the high crime area and Mr. Hemphill's actions further lead me to believe crime was a foot with Mr. Hemphill. At which point I recognized Mr. Hemphill from arresting him before for narcotics (case number DP17070662) and another member of my unit has arrested Mr. Hemphill for narcotics as well (case number DP16132768). Mr. Hemphill kept attempting to stare away from my direction, and kept looking over his left shoulder where I saw him toss something earlier. I radioed for a second car, and upon Officer K. Pennington (ID # 31321) arrival Mr. Hemphill and the others were placed in handcuffs. At which time I read the entire group their Miranda Rights and recovered the marijuana from the ground where Mr. Hemphill had tossed it and kept staring. The marijuana was in in a clear sandwich bag with $\overline{11}$ smaller individually wrapped clear baggies of marijuana (15.31 grams). Once Officer Harper recovered the narcotics, Mr. Hemphill began telling the other members of the group that "he can't arrest us all he did not see none of with it don't say anything!" Three of them yelled back at him, "I'm not going to jail for you so you need to fess up!" Mr. Hemphill was arrested for possession of marijuana and dealing in marijuana. While waiting for the wagon to transport him, I told Mr. Hemphill I saw him toss the bag and he stated, "Shit what I'm supposed to say it's mine...Shit like I care I got a lawyer that will make all this disappear like every time ya'll do this." As in previous arrest Mr. Hemphill had dominations of small bills on his person separated by dollar amounts and folded in different ways which indicative of drug dealing. Mr. Hemphill had One 20-dollar bill folded facing up, three \$10 bills facing down with the same corner bent on all three in his front right pocket. There were also three \$5 dollar bills folded into squares and two \$1 dollar bills folded facing down in his left front pocket. I placed the suspected cannabis placed into a heat-seal evidence envelope and secured it in the police car and transported to the IMPD Property then placed into a locked narcotics evidence box. MCSD Deputy C. Beushauson (ID# 32692) responded to the scene and transported Mr. Hemphill to the APC. All events occurred in Indianapolis, Marion County, State of Indiana.

/s/ ____Derik Harper____ Law Enforcement Officer

STATE OF INDIANA))SS:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
COUNTY OF MARION	1)	CAUSE NO. 49
v. WILLIE HEMPHILL DOB: 9/10/1971))))	
	ORDER FINDING PROBAB	LE CAUSE
The State having file all that apply):	ed a probable cause affidavit unde	r this cause the Court now finds (check
probable	e cause to hold the defendant for th	e charges filed by the State of Indiana;
probable	e cause to hold the Defendant until	the State of Indiana files charges;
The Court having found	d probable cause, now orders bond	d set at \$150 cash
The Court having found 9/25/17 8:30 AM	d probable cause, now sets Initial F	Hearing on
Dated: September 21,	2017	GHeleyJudge

STATE OF INDIANA MARION COUNTY, SS	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION		
STATE OF INDIANA)) Cause No.: 49		
vs.			
WILLIE HEMPHILL Defendant RACE B SEX M	SEP 21 2017 (16)		
DOB: 9/10/1971	COURT ORDER SEP 21 2011 COURT ORDER CLEAN OF THE MANUON CHAUST COURT		
1. THE DEFEND	DANT IS ORDERED TO STAY AWAY FROM:		
American Le	gion Park and a 6 blk radius surrounding the park		
	nains in effect until, it is vacated by a Court of Appropriate Jurisdiction, or on the result of the		
DATE: Septem	Judge Judge		
	STATEMENT OF THE DEFENDANT		
I have read the above	Order and I understand it. A copy of this order has been given to me this, 2017. Signature of Defendant		

STATE OF INDIANA MARION COUNTY, SS)	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION		
STATE OF INDIANA vs.)))	Cause No.: 49		
WILLIE HEMPHILL Defendant RACE B SEX M DOB: 9/10/1971))))			
	COURT ORD	ER		
1. THE DEFEN	DANT IS ORDERED TO STAY	AWAY FROM:		
American Le	gion Park and a 6 blk radius sur	rounding the park		
	nains in effect until, it is vacated en tried or otherwise disposed.	by a Court of Appropriate Jurisdiction, or		
DATE: Septen	nber 21, 2017 Judge	Hely_		
	STATEMENT OF THE	DEFENDANT		
	I have read the above Order and I understand it. A copy of this order has been given to me this day of, 2017.			
	Signature	of Defendant		

STATE OF INDIANA MARION COUNTY, SS)	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
	,	
STATE OF INDIANA	1)	
)	Cause No.: 49
vs.).	
)	
WILLIE HEMPHILL)	
Defendant)	
RACE B SEX M)	
DOB: 9/10/1971)	

MOTION FOR STAY AWAY ORDER UPON RELEASE ON BOND OR PERSONAL RECOGNIZANCE

Comes now the State of Indiana by the undersigned Deputy Prosecuting Attorney, and hereby moves the Court to issue a STAY AWAY ORDER as a specific condition of the Defendant's pretrial release in this cause. In support of this motion the State alleges that:

- 1. The State has filed a criminal charge, or charges, in this cause.
- 2. There is a relevant nexus between the criminal charge(s) and the geographic area which encompasses the desired stay-away order.
- 3. A Stay Away Order is necessary to ensure peace in the community until this cause is disposed of.
- The Defendant has been arrested or charged with the commission of the crime(s) of Count
 Dealing in Marijuana, a Level 6 Felony; Count 2: Possession of Marijuana, a Class A
 Misdemeanor
- 5. The State requests the Defendant stay away from: American Legion Park and a 6 blk radius surrounding the park

WHEREFORE, the State of Indiana respectfully requests that the Court issue the included STAY AWAY ORDER, as a specific condition of the Defendant's pre-trial release.

/s/ Shari Blessing
Deputy Prosecuting Attorney

https://webportal.inpcms.org/files/crossmatch-report-marion.php?gallery...

Thursday, September 21, 2017

Marion County Criminal Crossmatch

WARNING!!! THIS INFORMATION IS ONLY FOR OFFICIAL DUTIES OF THE PROSECUTOR'S OFFICE. THE INDIANA PROSECUTING ATTORNEYS COUNCIL AND BCFORWARD, DO NOT CERTIFY THE ACCURACY OF THIS INFORMATION. THE COMPLETENESS AND ACCURACY OF THIS INFORMATION IS DEPENDENT UPON THE INFORMATION ENTERED BY THE ORIGINATING PROSECUTOR'S OFFICE. VERIFICATION OF THE INFORMATION SHOULD BE SOUGHT FROM THE ORIGINATING COUNTY.

Gallery Number Match in Marion County

<u>Juris</u>	Offender	<u>Name</u>				Address			Social Security #	Date of Birth
49	371680	WILL	E HE	MPHILI	_		/ashington olis, IN 462		XXX-XX-XXXX	09/10/1971
Gallery	Number	Race	Sex	Hair	Eyes	Height	Weight	License State/#	State ID	FBI
000000	683723*	В	M	BLK	BRO	510	190	IN/0880-73-9019**	1390651**	

49G14-1706-F6-023639	Filed Date: 06/27/2017
Count: 1 - Dealing in Marijuana 6 - Felony 35-48-4-10(a)(2)	Disposition: Pending Offense Date: 06/26/2017
Penalty: $35-48-4-10(c)(1)(A)$	
Count: 2 - Possession of Marijuana	Disposition: Pending
A - Misdemeanor	Offense Date: 06/26/2017
35-48-4-11(a)(1)	
Penalty: 35-48-4-11(b)	

49G14-1611-F6-043092	Filed Date: 11/03/2016
Count: 1 - Dealing in Marijuana 6 - Felony	Disposition: Pending Offense Date: 11/02/2016
35-48-4-10(a)(1)	
Penalty: 35-48-4-10(c)(1)(A)	
Count: 2 - Possession of Marijuana	Disposition: Pending
Count: 2 - Possession of Marijuana A - Misdemeanor	Disposition: Pending Offense Date: 11/02/2016
U U	

49G21-1510-F4-038191	Filed Date: 10/27/2015
Count: 1 - Unlawful Possession of a Firearm by a Serious Violent Felon	Disposition: Dismissed Offense Date: 10/24/2015
4 - Felony	

https://webportal.inpcms.org/files/crossmatch-report-marion.php?gallery...

35-47-4-5(c)Disposition: Guilty Count: 2 - Resisting Law Enforcement Offense Date: 10/24/2015 6 - Felony Change of Plea: 03/08/2016 *35-44.1-3-1(a)(3) Penalty: 35-44.1-3-1(b)(1)(A)* Disposition: Guilty Count: 3 - Resisting Law Enforcement Offense Date: 10/24/2015 A - Misdemeanor Change of Plea: 03/08/2016 35-44.1-3-1(a)(1)Disposition: Guilty Count: 4 - Carrying a Handgun Without a License Offense Date: 10/24/2015 5 - Felony Initial Hearing - Plead Guilty and 35-47-2-1 Sentencing: 03/08/2016 Penalty: 35-47-2-1(e)(2) **Sentencing History** Initial Hearing - Plead Guilty and Sentencing: 03/08/2016 Prison: 1 Years

49G20-1504-F4-014470	Filed Date: 04/27/2015
Count: 1 - Unlawful Possession of a Firearm by a Ser Violent Felon 4 - Felony 35-47-4-5(c)	Disposition: Dismissed Offense Date: 04/22/2015
Count: 2 - Possession of Marijuana B - Misdemeanor 35-48-4-11(a)(1)	Disposition: Guilty Offense Date: 04/22/2015 Change of Plea: 07/01/2015

Filed Date: 07/08/2013		
Disposition: Dismissed Offense Date: 09/11/2013		
Offense Bute. 07/11/2013		

2 of 3 09/21/2017, 9:12 AM

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Count: 2 - Criminal Trespass

A - Misdemeanor 35-43-2-2(a)(1) Disposition: Guilty

Offense Date: 09/11/2013 Change of Plea: 09/24/2013

Sentencing History

Change of Plea: 09/24/2013

Jail: 365 Days Jail Credit: 27 Days Suspended: 311 Days Executed: 54 Days

End of Report

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Thursday, September 21, 2017

Indiana Criminal Crossmatch

WARNING!!! THIS INFORMATION IS ONLY FOR OFFICIAL DUTIES OF THE PROSECUTOR'S OFFICE. THE INDIANA PROSECUTING ATTORNEYS COUNCIL AND BCFORWARD, DO NOT CERTIFY THE ACCURACY OF THIS INFORMATION. THE COMPLETENESS AND ACCURACY OF THIS INFORMATION IS DEPENDENT UPON THE INFORMATION ENTERED BY THE ORIGINATING PROSECUTOR'S OFFICE. VERIFICATION OF THE INFORMATION SHOULD BE SOUGHT FROM THE ORIGINATING COUNTY.

Possible Match in Grant County

<u>Juris</u>	Offender	<u>Name</u>				Address			Social Security #	Date of Birth
27	11661	Willie	J. He	mphill*	ŧ	27 North Gray Street Indianapolis, IN 46201			XXX-XX-XXXX	09/10/1971*
		Race Sex Hair Eyes				Height	Weight	License State/#	State ID	FBI
		В	M	BLK	BRO	510	165	IN/0880-73-9019**	1390651**	835911PA0**

27D03-1510-CM-000237 Filed Date: 10/05/2015

OACN/Police Report #: 2015-31971

Count: 1 - Operating a Vehicle While Intoxicated Disposition: Guilty

C - Misdemeanor Offense Date: 10/04/2015

9-30-5-2(a) Change of Plea and Sentencing:

07/22/2016

Sentencing History

Change of Plea and Sentencing: 07/22/2016

Jail: 6 Days

Jail Credit: 3 Days

Executed: 6 Days

Count: 2 - Speeding

C - Infraction

9-21-5-2(a)

Penalty: 9-21-5-2(b)

Disposition: Dismissed

Offense Date: 10/04/2015

Dismissed per NPA: 07/22/2016

Count: 3 - Failure to Signal for Turn or Lane Change

C - Infraction

9-21-8-25

Penalty: 9-21-8-49

Disposition: Dismissed

Offense Date: 10/04/2015

Dismissed per NPA: 07/22/2016

27D02-0909-FD-108 Filed Date: 09/02/2009

OACN/Police Report #: 2009-28215

Count: 1 - Theft Disposition: Guilty

D - Felony Offense Date: 08/28/2009

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35-43-4-2(a) Change of Plea: 10/14/2009

Sentenced: 10/14/2009

Sentencing History

Sentenced: 10/14/2009

Jail Credit: 48 Days Prison: 18 Months

Work Release: 18 Months

Count: 2 - Possession of Marijuana

A - Misdemeanor 35-48-4-11(1) Disposition: Dismissed Offense Date: 08/28/2009

Dismissed: 10/14/2009

27D02-0811-CM-179 Filed Date: 08/21/2008

OACN/Police Report #: SCI 2708-0133

Count: 1 - Resisting Law Enforcement

A - Misdemeanor 35-44-3-3(a)(1) Disposition: Guilty

Offense Date: 08/20/2008 Change of Plea: 12/15/2008 Sentenced: 12/15/2008

Sentencing History

Sentenced: 12/15/2008

Jail Credit: 210 Days Prison: 210 Days

Count: 2 - Possession of Marijuana

A - Misdemeanor 35-48-4-11(2) Disposition: Dismissed Offense Date: 08/20/2008 Dismissed: 12/15/2008

27D02-0712-FD-193 Filed Date: 12/10/2007

OACN/Police Report #: 2007-42882

Count: 1 - Residential Entry

D - Felony 35-43-2-1.5 Disposition: Dismissed Offense Date: 12/09/2007 Dismissed: 03/17/2008

Count: 2 - Battery Resulting in Bodily Injury Disposition: Guilty

A - Misdemeanor 35-42-2-1(a)(1)(A) Offense Date: 12/09/2007 Amended Information Filed:

02/17/2008

https://webportal.inpcms.org/files/crossmatch-report.php?search_type=c...

Change of Plea: 03/17/2008 Sentenced: 03/17/2008

Sentencing History

Sentenced: 03/17/2008

Jail: 180 Days Jail Credit: 9 Days

Count: 3 - Battery Resulting in Bodily Injury

A - Misdemeanor 35-42-2-1(a)(1)(A) Disposition: Guilty
Offense Date: 12/09/2007
Amended Information Filed:

03/17/2008

Sentenced: 03/17/2008 Change of Plea: 03/27/2008

Sentencing History

Change of Plea: 03/27/2008

Jail: 180 Days Jail Credit: 9 Days

Count: 4 - Criminal Mischief

B - Misdemeanor 35-43-1-2(a)(1)

Disposition: Dismissed Offense Date: 12/09/2007 Dismissed: 03/17/2008

27D02-0406-FB-69

OACN/Police Report #: 04-021876

Count: 1 - Criminal Confinement

B - Felony 35-42-3-3(a)(1)

Penalty: 35-42-3-3(b)(2)

Filed Date: 06/09/2004

Disposition: Dismissed Offense Date: 06/05/2004

Dismissed: 08/29/2005

Count: 2 - Battery Resulting in Serious Bodily Injury

C - Felony 35-42-2-1(a)(3) Disposition: Guilty

Offense Date: 06/05/2004 Change of Plea: 08/29/2005 Sentenced: 08/29/2005

Sentencing History

Sentenced: 08/29/2005

Jail: 6 Years

Jail Credit: 427 Days

Prison: 4 Years

 $https://webportal.inpcms.org/files/crossmatch-report.php?search_type=c...$

Suspended: 2 Years Probation: 2 Years Disposition: Dismissed Count: 3 - Intimidation Offense Date: 06/05/2004 C - Felony Dismissed: 08/29/2005 35-45-2-1(a)(2)Penalty: 35-45-2-1(b)(2)(A) Disposition: Dismissed Count: 4 - Intimidation Offense Date: 06/05/2004 C - Felony Dismissed: 08/29/2005 35-45-2-1(a)(2) Penalty: 35-45-2-1(b)(2)(A) Disposition: Dismissed Count: 5 - Interference with the Reporting of a Crime Offense Date: 06/05/2004 A - Misdemeanor Dismissed: 08/29/2005 35-45-2-5(1)

Possible Match in Hamilton County

S Offender 90548	Name Willie	Name Willie James Hemphill*				ney Street polis, IN 46		Social Security # XXX-XX-XXXX	Date of Birth 09/10/1971*	
	Race	Sex	Hair	Eyes	Height	Weight	License State/#	State ID	FBI	
	В	M	BLK	BRO	510	185	IN/0880-73-9019**	01390651**		
29D06-1	405-FD	-0041	134		ARABON DATA MANAGON PANTAN DATAN DI PANTAN DATAN	TAN TAN OF TAN TAN TAN OF TAN OF TAN OF TAN OF TAN OF	File	ed Date: 05/27/201	4	
Count: 1	- Poss	ession	of Ma	ırijuana	ı		Dis	position: Dismisse	d	
			v	,		Offense Date: 05/25/2014				
D - Felony 35-48-4-11(1)					Dis	missed: 01/09/201	5			
Count: 2	- Deal	ing in	Marij	иапа			Dis	position: Dismisse	d	
		elony	·				Off	ense Date: 05/25/2014		
35-48-4-10(a)(1) Penalty: 35-48-4-10(b)(1)				Dismissed: 01/09/20						
			1)(B)							

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Count: 3 - Carrying a Handgun Without a License

A - Misdemeanor

Disposition: Dismissed
Offense Date: 05/25/2014

35-47-2-1 Dismissed: 01/09/2015

Penalty: 35-47-2-23(c)

Count: 4 - Operating a Vehicle While Intoxicated Endangering a Person Disposition: Dismissed Offense Date: 05/25/2014

A - Misdemeanor Dismissed: 01/09/2015

9-30-5-2(a) & (b)

Count: 5 - Operating a Vehicle With an ACE of .08 or More

C - Misdemeanor

Disposition: Dismissed
Offense Date: 05/25/2014

9-30-5-1(a) Dismissed: 01/09/2015

Possible Match in Marion County

<u>Juris</u>	Offender	<u>Name</u>				Address			Social Security #	Date of Birth	
49	371680	WILL	IE HE	MPHIL	L*		1033 E Washington Indianapolis, IN 46201			XXX-XX-XXXX	09/10/1971*
		Race	Sex	Hair	Eyes	Height	Weight	License State/#		State ID	FBI

 Race
 Sex
 Hair
 Eyes
 Height
 Weight
 License State/#
 State ID
 FBI

 B
 M
 BLK
 BRO
 510
 190
 IN/0880-73-9019**
 1390651**

49G14-1706-F6-023639 Filed Date: 06/27/2017

OACN/Police Report #: DP170070662

Count: 1 - Dealing in Marijuana Disposition: Pending
Offense Date: 06/26/2017

6 - Felony Offense Date: 06/26/2017 35-48-4-10(a)(2)

Penalty: 35-48-4-10(c)(1)(A)

G O D : CM :: Disposition Panding

Count: 2 - Possession of Marijuana Disposition: Pending
Offense Date: 06/26/2017

A - Misdemeanor Offense Date: 06/26/2017 35-48-4-11(a)(1)

Penalty: 35-48-4-11(b)

49G14-1611-F6-043092 Filed Date: 11/03/2016

https://webportal.inpcms.org/files/crossmatch-report.php?search_type=c...

OACN/Police Report #: DP160132768

Count: 1 - Dealing in Marijuana

6 - Felony

35-48-4-10(a)(1)

Penalty: 35-48-4-10(c)(1)(A)

Disposition: Pending Offense Date: 11/02/2016

Count: 2 - Possession of Marijuana

A - Misdemeanor

35-48-4-11(a)(1)

Penalty: 35-48-4-11(b)

Disposition: Pending Offense Date: 11/02/2016

49G21-1510-F4-038191 Filed Date: 10/27/2015

OACN/Police Report #: DP150123628

Count: 1 - Unlawful Possession of a Firearm by a Serious

Offense Des

Violent Felon 4 - Felony

35-47-4-5(c)

Disposition: Dismissed Offense Date: 10/24/2015 Dismissed: 03/08/2016

6 - Felony

35-44.1-3-1(a)(3)

Count: 2 - Resisting Law Enforcement

Penalty: 35-44.1-3-1(b)(1)(A)

Disposition: Guilty

Offense Date: 10/24/2015 Change of Plea: 03/08/2016

Count: 3 - Resisting Law Enforcement Disposition: Guilty

A - Misdemeanor

35-44.1-3-1(a)(1)

Disposition: Guilty
Offense Date: 10/24/2015
Change of Plea: 03/08/2016

Count: 4 - Carrying a Handgun Without a License Disposition: Guilty

5 - Felony

35-47-2-1

Penalty: 35-47-2-1(e)(2)

Disposition: Guilty
Offense Date: 10/24/2015

Initial Hearing - Plead Guilty and

Sentencing: 03/08/2016

Sentencing History

Initial Hearing - Plead Guilty and Sentencing: 03/08/2016

Prison: 1 Years

6 of 7 09/21/2017, 9:11 AM

https://webportal.inpcms.org/files/crossmatch-report.php?search_type=c...

49G20-1504-F4-014470 Filed Date: 04/27/2015

OACN/Police Report #: DP150042918

Count: 1 - Unlawful Possession of a Firearm by a Serious
Violent Felon

Disposition: Dismissed
Offense Date: 04/22/2015

Entern Dismissed: 07/01/2015

4 - Felony Dismissed: 07/01/2015 35-47-4-5(c)

Count: 2 - Possession of Marijuana Disposition: Guilty

B - Misdemeanor

Offense Date: 04/22/2015

Change of Plea: 07/01/2015

35-48-4-11(a)(1)

49F09-1307-FD-044328 Filed Date: 07/08/2013

OACN/Police Report #: IP13087453

Count: 1 - Intimidation Disposition: Dismissed

D - Felony Offense Date: 09/11/2013

35-45-2-1(a)(1)

Count: 2 - Criminal Trespass Disposition: Guilty

A - Misdemeanor Offense Date: 09/11/2013

35-43-2-2(a)(1) Change of Plea: 09/24/2013

Sentencing History

Penalty: 35-45-2-1(b)(1)(A)

Change of Plea: 09/24/2013

Jail: 365 Days

Jail Credit: 27 Days Suspended: 311 Days

Executed: 54 Days

End of Report

7 of 7 09/21/2017, 9:11 AM

STATE OF INDIANA)) SS:	MARION SUPERIOR COURT, CRIMINAL DIVISION 25
COUNTY OF MARION) 33.	DIVISION 23
STATE OF INDIANA)	
v.)	CAUSE NO. 49G25-1709-F6-036104
WILLIE HEMPHILL)	
)	INITIAL HEARING RIGHTS

YOUR RIGHTS AS A DEFENDANT:

- 1. The Judge will inform you of the nature of the charge(s) against you and answer any questions you have about the following rights. You may have a copy of any charge(s) filed against you.
- 2. You have the right to retain counsel. If you intend to do so, you must do it within ten (10) days after this Initial Hearing if the charge(s) against you is a misdemeanor or within twenty (20) days after this Initial Hearing if the charge(s) is a felony, because there are deadlines for filing motions and raising defenses. If those deadlines are missed, the legal issues and defenses that could have been raised will be waived by you.
- 3. You have a right to have counsel at no expense to you if you are indigent. You must tell the Judge now if you cannot afford to hire an attorney.
- 4. You have the right to a speedy trial.
- 5. You have the right to a trial by jury. If you are charged with a misdemeanor and you wish to have a trial by jury, you must make a request for a jury trial at least ten (10) days prior to your trial setting. If you do not request a jury trial at least ten (10) days prior to your trial setting, you waive your right to a trial by jury. If you want a jury trial, you must make a timely request even if you do not have an attorney.
- 6. You have the privilege against self-incrimination.
- 7. You have a right to bail. Any conditions of bail will be explained to you.
- 8. A preliminary plea of NOT GUILTY is being entered for you. This preliminary plea will become a formal plea of NOT GUILTY ten (10) days after this initial hearing, if the charge(s) is a misdemeanor or twenty (20) days after this initial hearing, if the charge is a felony, unless you choose to enter a different plea.

I have read these rights and I understand them.

9 / 25 /2017 X / Libbic Single Signature

Defendant's signature

ADDRESS; X / 1326 / Lynhuas + Dk 46241

PHONE #: X 317 - 827 - 1173

OUNTY OF MARION) SS:		IN IHEMA CRIMINAL	KION SUPER DIVISION	RIOR CO	URT	
TATE OF INDIANA		Case ID No.	49G 25-	1709.	F6-03	6104
Willie Hemphill rendant's Name (Print)			68372	-3		
efendant's Address	· · · · · · · · · · · · · · · · · · ·	Court Appearance		17	8'.30 am)pm	25
efendant's SSN & Telephone No.			Date	Time		Court
		H BOND				
The undersigned and defendant jointly are the first dollars (\$	to ass	sure the appearar s cause is finally	nce of the defer determined.	ndant in co	ourt to answer	a charge of
Pursuant to Indiana Code 35-33-rety to surrender the defendant to the cond to be forfeited in the full amount of the Notice of forfeiture will be mailed to the der the full amount of the bond against the decash will be applied to the payment of the on defendant's violation of any of the coarrant issued for the defendant's arrest.	ourt immediately. If the bond. efendant and surety at the fendant and the surety e judgment. Defendant	he surety does no heir addresses sta and certify the ju and surety agree	of produce the detection that the Control of the Co	lefendant, The Clerk for recordant's fail	court shall court will entered. The amou	declare this ter judgment ant deposited
Defendant agrees to comply with the follow (1) Defendant will inform the court a (2) Defendant will personally appear required by the court. Notice of a (3) Notice of appearance to the defendant will not leave the State (5) Defendant agrees to comply with	and his/her attorney of a in this cause at all hear appearance to the defen adant's attorney of recor e of Indiana without per	iny change of add rings, pre-trial cor dant will be deem rd will be deemed rmission of the co	nferences, and tra ned notice to the I notice to the de urt.	ials at whic surety	24 hours of suc h his/her attend	h a change. ance is
Pursuant to Indiana Code 35-33- a part of the cash to pay publicly paid fendant to pay if the defendant is convic	costs of representation	n and fines, cost	s. fees and rest	itution the	it the court mo	al and an the
The defendant and surety understand the knowledge that they are legally responsible	terms of this agreemen	t and voluntarily				
gned on this date: MM/DD/YYYY		D-6-3d-wb-61		· · · · · · · · · · · · · · · · · · ·		
Cash Bond Depositor's Signature	OCA	Defendant's Sig	nature			
(Print) Name of Cash Bond Deposite	or X12	26 Line Bond Depositor	unst Dry s Address (zi	code)	317)827 - Daytime Phon	
Cash Bond Depositor's Employer or	Other Ref. Employ	5 PSLINS Ver's Address	tribua.	_<	() Alternate Phor	ne No.
TAKEN AND APPROVED ON THIS	24	D/YYYY	Clerk of the C		dredge)	
SEP 2 2 2017	190		Deputy Clerk			
Mula a. Eldina crenkorme esadon camburac	Loged nutr					

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Section 1

Filed: 9/26/2017 2:11 PM Myla A. Eldridge Clerk Marion County, Indiana

MARION COUNTY PUBLIC DEFENDER AGENCY

151 North Delaware, Suite 200 Indianapolis, IN 46204-3320 Phone (317) 327-4100 Fax (317) 327-3754 TDD FOR HEARING IMPAIRED (317) 327-5186

CONFLICT DEFENSE APPEARANCE FORM (CRIMINAL)

Cause Number: 49G14-1709-F6-036104

Name of Defendant: WILLIE HEMPHILL

1. Defense Attorney Information (as applicable for service):

Scott Wallace

Atty No: 25147-49

P.O. Box 2911

Indianapolis, IN 46206

Fax:

Email: scott@scottwallacelaw.com Business Phone: 317-600-7079 Alternate Phone: 317-327-4509

2. Defendant WILL NOT accept service by FAX

Note: If separate attorneys represent separate defendants or separate sets of defendants, use an appearance form for each separately represented defendant or set of defendants.

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time of a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

Filed: 11/13/2017 3:22 PM Myla A. Eldridge Clerk Marion County, Indiana

APPEARANCE FORM

STATE OF INDIANA

Cause Number : <u>49G14-1709-F6-036104</u>

Agency Case Number: <u>DP170106864</u>

Name of Defendant(s): WILLIE HEMPHILL

Transaction Control Number: 9530246182 State ID: 1390651

Case Type of Proceeding: A Level 6 Felony

Prosecuting Attorney Information:

Strike Division

Terry Curry, Attorney No. 3481-49
Marion County Prosecutor
251 East Ohio Street, Suite 160
Indianapolis, IN 46204
(317) 327-5336 TX (317) 327-6957 FAX
MCPO-EFSNotification@Indy.Gov

Related Cases?

Filed: 11/13/2017 3:22 PM Myla A. Eldridge PERIOR CRIMINAL Clerk Marion County, Indiana

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR CRIMINA COURT 14
COUNTY OF MARION	,	000111 14
STATE OF INDIANA)	
V.)	
WILLIE HEMPHILL)	CAUSE NO. 49G14-1709-F6-036104
<u>S</u>	TATE'S NOTICE OF DIS	SCOVERY COMPLIANCE
this cause as follows: A. All items of physic	al evidence referred to in	t it has complied with the rules of discovery in the materials listed below may be used as
persons named in B. The Marion Count record may review	said materials may be ca by Prosecutor's Office has to the prosecutor's file by a	cting the deputy prosecutor below, and any alled as witnesses at trial. an "open file" policy. The defense attorney of appointment during the pendency of this case.
		covery, excluding work product. ed to defense counsel, or made available for
Police/Incident ReAdult Criminal HisField Arrest Report	Affidavit, 1 page(s); eport, DP170106864, 4 pastory of Willie Hemphill, 7 rt, 3 page(s);	page(s);
Division of Public	Safety Communications (Call Report Number #172632399, 2 page(s) /s/Philip Rizzo by OP
		PHILIP RIZZO 34170-49

CERTIFICATE OF SERVICE

Deputy Prosecuting Attorney

This is to certify that a copy of the State's Notice of Discovery has been served upon the attorney for the defendant (Robert Scott Wallace) by:

way of personal	service	
by placing said	Motion in the Public	Defender's mailbox

x by electronic service pursuant to Indiar or by sending postage prepaid United S	na Rules of Trial Procedure Rule 86 States First Class mail on the same date of filing.
	/s/Philip Rizzo by OP
	PHILIP RIZZO 34170-49
	Deputy Prosecuting Attorney
Marion County Prosecutor's Office	
251 E. Ohio St., Ste. 160	

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-8550

Filed: 2/28/2018 2:27 PM Myla A. Eldridge

STATE OF INDIANA))SS:	IN THE MARION SUPERIOR COURT 14	CRIMINAL Marion County, Ind
COUNTY OF MARION)	CRIMINAL DIVISION, ROOM	E439
STATE OF INDIANA)		
V.)		
WILLIE HEMPHILL)	CAUSE NO. 49G14-1709-F6-	036104

STATE'S NOTICE OF INTENT TO FILE HABITUAL OFFENDER ENHANCEMENT

The State of Indiana, pursuant to I.C. 35-50-2-8, hereby notifies the named Defendant that the State of Indiana intends to file a habitual offender sentencing enhancement in this cause if good faith plea negotiations are unsuccessful. Charging information and a motion will follow.

Respectfully submitted,

CERTIFICATE OF SERVICE

I hereby certify that a complete and accurate copy of the foregoing was served upon Defendant's counsel via the Public Defender Agency's mailbox; by U.S. Mail, postage prepaid and properly addressed to the attorney of record; or by electronic service pursuant to Indiana Rules of Trial Procedure Rule 86, this date of filing.

/s/ Brandon Townsend___ BRANDON TOWNSEND 34400-49 Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-5307

Filed: 5/1/2018 10:37 AM Myla A. Eldridge Clerk Marion County, Indiana

MARION COUNTY PUBLIC DEFENDER AGENCY

151 North Delaware, Suite 200 Indianapolis, IN 46204-3320 Phone (317) 327-4100 Fax (317) 327-3754 TDD FOR HEARING IMPAIRED (317) 327-5186

CONFLICT DEFENSE APPEARANCE FORM (CRIMINAL)

Cause Number: 49G14-1709-F6-036104

Name of Defendant: WILLIE HEMPHILL

1. Defense Attorney Information (as applicable for service):

James Mcginley

Atty No: 23962-49

One North Pennsylvania Street North Suite 450

Indianapolis, IN 46206

Fax:

Email: jamesmcginleylaw@gmail.com

Business Phone: 317-507-5400 Alternate Phone: 317-327-4100

2. Defendant WILL NOT accept service by FAX

Note: If separate attorneys represent separate defendants or separate sets of defendants, use an appearance form for each separately represented defendant or set of defendants.

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time of a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

STATE OF INDIANA
) SS: COURT 14

COUNTY OF MARION) CRIMINAL DIVISION

STATE OF INDIANA
) CRIMINAL DIVISION

STATE OF INDIANA
)

V.

STATE'S PETITION TO REVOKE BOND

CAUSE NO. 49G14-1709-F6-036104

COMES NOW the State of Indiana by and through, Brandon Townsend, Deputy Prosecuting Attorney for the 19TH Indiana Judicial Circuit, and Petitions the Court to Revoke Defendant's Bond and issue a warrant for Defendant's arrest. In support thereof, the State would show as follows:

- 1. That on or about September 21, 2017, Defendant was charged in the above captioned matter with Count 1: Dealing in Marijuana, a Level 6 Felony, Count 2: Possession of Marijuana, a Class A Misdemeanor; said offense having occurred on or about on or about September 20, 2017;
- 2. That on or about September 22, 2017, a \$150.00 cash bond was entered in the Clerk's Office;
- 3. That on or about September 25, 2017, Defendant had an initial hearing;

WILLIE HEMPHILL

- 4. That on or about May 1, 2018, Defendant was again arrested and charged with: Count 1: Resisting Law Enforcement, a Level 6 Felony, Count 2: Driving While Suspended, a Class A Misdemeanor, Count 3: Possession of Marijuana, a Class A Misdemeanor; said matter is pending in 49G14-1805-F6-014097, having occurred on or about the same date;
- 5. That Defendant has violated his terms and conditions of bond by not maintaining good and lawful behavior:
- 6. That probable cause has been found that Defendant has committed a new offense while on bond in this cause and therefore Defendant's actions show disdain for the Court's authority;

WHEREFORE, the State of Indiana prays the Court to Revoke Defendant's release or set hearing on same. Further, the State request a warrant be issued for Defendant's arrest and held without bond until further hearing can be held in this cause of action and for all other just and proper relief in the premises.

Respectfully submitted,

/s/ Brandon Townsend
Brandon Townsend, 34400-49
Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that a complete and accurate copy of the foregoing was served upon Defendant's counsel via the Public Defender Agency's mailbox; by U.S. Mail, postage prepaid and properly addressed to the attorney of record; or by electronic service pursuant to Indiana Rules of Trial Procedure Rule 86, this date of filing.

/s/ Brandon Townsend
Brandon Townsend
Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-5307

CASE SUMMARY CASE NO. 49G13-1802-IF-004450

CASE NO. 49G13-1802-IF-004450

37

WILLIE J HEMPHILL

State of Indiana

Location: Marion Superior Court, Criminal Division 13

Judicial Officer: Filed on: Pratt, Marcel A, Jr. 02/05/2018

Appear by: 04/06/2018

CASE INFORMATION

Off	ense	Citation	Statute	Deg	Date	Case Type:	IF - Infraction
	nmunity of Offense: County 9-24-1-1/IFC: No Valid Driver's License	000094781623	9-24-1- 1	IFC	01/31/2018	Case Status:	04/16/2018 Decided
2.	9-19-8-3/IFC: Motor Veh w/ Muffler Not in Good Working Order; Muffler Causes Excessive Noise	000094781623	9-19-8- 3	IFC	01/31/2018	Case Flags:	Failure to Pay
3.	9-24-19-1/IFA: Driving While Suspended	000094781623	9-24- 19-1	IFA	01/31/2018		
4.	9-24-13-3/IFC: No Operators License in Possession	000094781623	9-24- 13-3	IFC	01/31/2018		

Statistical Closures

04/16/2018 Failure To Pay

DATE CASE ASSIGNMENT

Current Case Assignment

Case Number 49G13-1802-IF-004450

Court Marion Superior Court, Criminal Division 13

Date Assigned 02/05/2018

Judicial Officer Pratt, Marcel A, Jr.

PARTY INFORMATION

State Plaintiff State of Indiana

Defendant Hemphill, Willie J

27 N GRAY ST

INDIANAPOLIS, IN 46201

Black Male Height 5' 10" Weight 165 DOB: 09/10/1971 Age: 46

DUB: 09/10/19/1 Age: DL: IN 0880739019

DATE	EVENTS & ORDERS OF THE COURT	INDEX
02/05/2018	Case Opened as a New Filing	
04/16/2018	ZNT - An Electronic SR16 has been sent to the BMV Ticket Substitute SR16 sent to BMV for Charge 1 for Statute 9-24-1-1	
04/16/2018	ZNT - An Electronic SR16 has been sent to the BMV Ticket Substitute SR16 sent to BMV for Charge 2 for Statute 9-19-8-3	
04/16/2018	ZNT - An Electronic SR16 has been sent to the BMV Ticket Substitute SR16 sent to BMV for Charge 3 for Statute 9-24-19-1	
04/16/2018	ZNT - An Electronic SR16 has been sent to the BMV Ticket Substitute SR16 sent to BMV for Charge 4 for Statute 9-24-13-3	
04/16/2018	ZNT - An Electronic SR16 has been sent to the BMV	

CASE SUMMARY

CASE NO. 49G13-1802-IF-004450

	CASE NO. 47015-1002-11-004450	
	FTP SR16 sent to BMV for Charge 1 for Statute 9-24-1-1	
04/16/2018	ZNT - An Electronic SR16 has been sent to the BMV FTP SR16 sent to BMV for Charge 2 for Statute 9-19-8-3	
04/16/2018	ZNT - An Electronic SR16 has been sent to the BMV FTP SR16 sent to BMV for Charge 3 for Statute 9-24-19-1	
04/16/2018	ZNT - An Electronic SR16 has been sent to the BMV FTP SR16 sent to BMV for Charge 4 for Statute 9-24-13-3	
04/16/2018	Disposition 1. 9-24-1-1/IFC: No Valid Driver's License Default Judgment	
04/16/2018	Disposition 2. 9-19-8-3/IFC: Motor Veh w/ Muffler Not in Good Working Order; Muffler Causes Excessive Noise Default Judgment	
04/16/2018	Disposition 3. 9-24-19-1/IFA: Driving While Suspended Default Judgment	
04/16/2018	Disposition 4. 9-24-13-3/IFC: No Operators License in Possession Default Judgment	
04/16/2018	FTP SR16 to be Sent to BMV	
DATE	FINANCIAL INFORMATION	
	Defendant Hemphill, Willie J Total Charges Total Payments and Credits Balance Due as of 6/24/2019	358.00 0.00 358.00

Subject: 49G13-1802-IF-004450

Date: Monday, June 24, 2019 at 12:39:15 PM Pacific Daylight Time

From: Hollis, Russell
To: Craft, Will

Attachments: CaseSummary.pdf

Will,

No other case documents exist for this case as this is a default judgment. I have attached the case summary for your convenience.

I will send each case as a separate email to help you organize the cases.

Sincerely,

Russell Hollis

Deputy Director
Marion County Clerk's Office
200 East Washington Street, W130A
Indianapolis, IN 46204
Russell.Hollis@indy.gov
(317) 327-5099 tel | (317) 519-0314 cell

INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT *FOR PUBLIC RELEASE*

CASE REPORT: DP180044691-0000 INCIDENT TYPE: UNKNOWN

LOCATION: W WASHINGTON ST/N CAPITOL AVE

DISTRICT: MDT BEAT: DT10 OCCURRED: 5/1/2018 AT 01:05 REPORTED: 5/1/2018 AT 01:20

INCIDENT OFFENSE 1: 35-48-J: CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION

MARIJUANA WEAPON USED:

INCIDENT OFFENSE 2: 35-43-1-B: VANDALISM

WEAPON USED:

INCIDENT OFFENSE 3: 9-24-D: MOTOR VEHICLE- DRIVING WHILE SUSPENDED- PRIOR

WEAPON USED:

INCIDENT OFFENSE 4: 35-44.1-3-A: RESISTING LAW ENFORCEMENT

WEAPON USED:

PERSON: 1

INVOLVEMENT: ARRESTEE/SUSPECT / OFFENDER

NAME: HEMPHILL, WILLIE J

RACE: B SEX: M

DOB: 9/10/1971 AGE: 46

SSN:

HGT: WGT:

HAIR: BLK EYES:

ID(OLN): 0880739019 IN

ADDRESS(RESIDENCE): 27 N GRAY ST CITY: INDIANAPOLIS STATE: IN ZIP:

ADDRESS: 27 N GRAY ST1033 E WASHINGTON ST

CITY: INDIANAPOLIS STATE: IN ZIP: 46201

CHARGE 1: 35-44.1-3-1 F-RESISTING LAW ENFORCEMENT /F

CHARGE 2: 9-24-19-2-MOTOR VEHICLE- DRIVING WHILE SUSPENDED- PRIOR

SUSPENSION WITHIN 10 YEARS /M

CHARGE 3: 35-48-4-11 M-CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION OF

MARIJUANA/HASHISH/SALVIA /M

CHARGE 4: 35-43-1-2 M-CRIMINAL MISCHIEF /M

VEHICLE: 1

INVOLVEMENT: SUSPECT

VEHICLE TYPE: AT

YEAR: 1993 MAKE: MERC MODEL: TRA COLOR: TEA STYLE:

VIN: 3MAPM10JXPR669162

LICENSE: AGR755 STATE: IN YEAR: 2018

DISPOSITION: USED IN CRIME

PROPERTY: 1

INVOLVEMENT: DAMAGED/DESTROYED/VANDALIZED

TYPE: CONST EQUIPMENT

CATEGORY: MACH

ARTICLE: FIBER OPTIC CABLES

QUANTITY: 1 MAKE: MODEL:

6/12/2018

SERIAL #: MISC/OAN #: VALUE: 1000

PROPERTY: 2

INVOLVEMENT: NONE

TYPE: DRUGS / NARCOTICS - CONTROLLED SUBSTANCE

CATEGORY: DRUG

ARTICLE: QUANTITY: .5 MAKE: MODEL:

SERIAL #: MISC/OAN #: VALUE: 0

MEDIA RELEASE NARRATIVE:

I INITIATED A TRAFFIC STOP AND THE VEHICLE FLED. IT LATER CRASHED AND THE DRIVER RAN FROM IT. HE WAS APPREHENDED BY A K9 OFFICER A SHORT DISTANCE FROM THE VEHICLE. HE WAS TAKEN TO THE HOSPITAL AND ARRESTED ON MULTIPLE CHARGES.

OFFICERS:

- 1: ARRESTING / CITING: -PICKERRELL, CHRISTOPHER: 40194
- 2: REPORTING: -PICKERRELL, CHRISTOPHER: 40194
- 3: APPROVING: SERGEANT-DUBOIS, THOMAS: D9632
- 4: ASSISTING: SERGEANT-VAN WAGNER, TY: 20306
- 5: ASSISTING: PATROL OFFICER-ROACH, MICHAEL: 21248
- 6: ASSISTING: PATROL OFFICER-SILCOX, BRIAN: 20829

END OF REPORT

8/16/2018 Inmate Lookup Tool





Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE J HEMPHILL

Sex: М DOB: 09/10/1971 Height: 510 Weight: 190 Hair Length: Hair Color: **BLACK** Eye Color: Complexion: **BROWN**

Inmate Information

1817171 Black Booking #: Race: Permanent ID #: 000000683723 Ethnicity: NON-HISPANIC Marital Status: State ID: **UNITED STATES** Police/County ID: Citizen: FBI#: **UNITED STATES** Country of Birth:

ICE #:

Incarceration Information

Current Housing Section: Current Location: MAIN **Current Housing Block:** County: **Current Housing Cell:** 05/01/2018 **Commitment Date: Current Housing Bed:** Release Date: 05/16/2018 16:37

Please Note: Projected Release Date is subject to change.

Alias Information

There are no aliases for this inmate.

Detainer Information

There is no detainer information for this inmate.

49G14-1805-

Bond Information

Case #: Amount: Percent: Additional: Total: F6-014097 **Bond Type:** Status: Posted By: Post Date: **Grand Total:** \$0.00

Charge Information

Case #	Offense Date	Code	Description	Grade	Degree
49G14-1805-F6-014097	05/01/2018	35-48-4-11(a)(3)	Possession of Marijuana	В	М
49G14-1805-F6-014097		35-44.1-3-1(a)(3)	Resisting Law Enforcement	6	F
49G14-1805-F6-014097	05/01/2018	9-24-19-2	Driving While Suspended	Α	M
49G14-1805-F6-014097		35-48-4-11(a)(1)	Possession of Marijuana	Α	M
49G14-1805-F6-014097	05/01/2018	35-44.1-3-1(a)(3)	Resisting Law Enforcement	6	F
49G14-1805-F6-014097		9-24-19-2	Driving While Suspended	Α	M

Hearing Information

There is no hearing information for this inmate.

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1/1 http://inmateinfo.indy.gov/IML

CASE SUMMARY CASE NO. 49G14-1805-F6-014097

State of Indiana

v.

WILLIE HEMPHILL

Location:

Marion Superior Court, Criminal Division 14 Judicial Officer: Salinas, Jose D

Filed on: 05/01/2018 Case Number History: 49G18-1805-F6-014097

Police Agency Number: DP180044691 Prosecutor Case 49-DM1313937

Management Number:

CASE	INF	ORM	ATIO	١
CASE	TIME	OINN	AIIU	

Offense	Citation	Statute Deg	Date Case Type:	F6 - Felony 6
1. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense	na	35- F6 44.1-3- 1(a)(3)	05/01/2018 Case Status:	06/25/2018 Decided
 9-24-19-2/MA: Driving While Suspended requires a knowing violation and a prior conviction of Sec. 		9-24- MA 19-2	05/01/2018 Case Flags:	Electronically Filed
3. 35-48-4-11(a)(1)/MA: Possession of Marijuana		35-48- MA 4-11(a)	05/01/2018	

Statistical Closures

DATE

Guilty Plea or Admission 06/25/2018

05/15/2018 Transferred Out

CASE ASSIGNMENT

Current Case Assignment

Case Number Court

Date Assigned Judicial Officer 49G14-1805-F6-014097

Marion Superior Court, Criminal Division 14

05/15/2018 Salinas, Jose D

PARTY INFORMATION

State Plaintiff State of Indiana Attorneys

Curry, Terry Raymond 317-327-5338(W) MARION COUNTÝ PROSECUTOR'S OFFICE 251 East Ohio Street Suite 160 Indianapolis, IN 46204 MCPO-

EFSNotification@Indy.Gov

Molloy, John Anthony

317-231-1760(F) 317-231-1750(W) 151 N Delaware Street STE 760 Indianapolis, IN 46204 john.molloy@indy.gov

Defendant

HEMPHILL, WILLIE 501 W MAIN ST

Plainfield, IN 46168

Black Male Height 5' 10" Weight 190

McGinley, James Michael Anthony Retained 317-635-2692(F)

CASE SUMMARY DOB: 09/10/1971 Age: 46 DI: 101 0880720010

DL: IN 0880739019

Other Agency Number: 000000683723 Indianapolis Metropolitan Police

317-507-5400(W) 151 N Delaware St., STE

INDEX

Indianapolis, IN 46204 jamesmcginleylaw@gmail.com

DATE	EVENTS & ORDERS OF THE COURT
05/01/2018	Case Opened as a New Filing
05/01/2018	Case Filed Electronically Added By EFile Manager
05/01/2018	Information Filed File Stamp: 05/01/2018 Filed By: State Plaintiff State of Indiana Information
05/01/2018	Probable Cause Affidavit Filed File Stamp: 05/01/2018 Filed By: State Plaintiff State of Indiana PC APC Hemphill
05/01/2018	Discovery Filed File Stamp: 05/01/2018 Filed By: State Plaintiff State of Indiana CM History Hemphill
05/01/2018	Administrative Event handled off record
05/01/2018	Probable Cause Found: Order Issued (Judicial Officer: Hannah, Therese A - C) Order Signed: 05/01/2018
05/01/2018	Court Sets Bond Party: Defendant HEMPHILL, WILLIE 1,000 cash
05/01/2018	Hearing Scheduling Activity Initial Hearing scheduled for 05/04/2018 at 8:30 AM.
05/02/2018	Automated Paper Notice Issued to Parties Hearing Scheduling Activity 5/1/2018: WILLIE HEMPHILL
05/02/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 5/1/2018: Terry Raymond Curry
05/02/2018	Discovery Filed File Stamp: 05/02/2018 Filed By: State Plaintiff State of Indiana Discovery, Initial (Muni)
05/02/2018	Appearance Filed File Stamp: 05/02/2018 For Party: State Plaintiff State of Indiana Appearance Form (L6-Misd)
05/04/2018	Initial Hearing (8:30 AM) (Judicial Officer: Shook, Deborah J - C)

CASE SUMMARY

CASE NO. 49G14-1805-F6-014097

	CASE NO. 49G14-1805-F6-014097
	Commenced and concluded
05/04/2018	Hearing Scheduling Activity Bail Review Hearing scheduled for 05/09/2018 at 8:30 AM.
05/04/2018	Omnibus Date 06/18/2018
05/04/2018	Advisement of Rights Conducted
05/04/2018	Indigent Counsel Appointed at County Expense
05/04/2018	Court Sets Bond Party: Defendant HEMPHILL, WILLIE \$1000.00 CASH
05/05/2018	Automated Paper Notice Issued to Parties Hearing Scheduling Activity 5/4/2018: WILLIE HEMPHILL
05/05/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 5/4/2018: John Anthony Molloy; Terry Raymond Curry
05/07/2018	Notice to Court Filed File Stamp: 05/06/2018 Filed By: State Plaintiff State of Indiana Notice of Filing Habitual Offender
05/07/2018	Administrative Event notice reviewed
05/09/2018	Bail Review Hearing (8:30 AM) (Judicial Officer: Renner, Mark F- MAG) Commenced and concluded Parties Present: State Plaintiff State of Indiana Defendant HEMPHILL, WILLIE Attorney Molloy, John Anthony
05/09/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 05/15/2018 at 8:30 AM.
05/09/2018	Court Sets Bond (Judicial Officer: Renner, Mark F- MAG) Party: Defendant HEMPHILL, WILLIE
05/09/2018	Court Sets Bond (Judicial Officer: Renner, Mark F- MAG) Party: Defendant HEMPHILL, WILLIE Cash \$250
05/10/2018	Automated Paper Notice Issued to Parties Hearing Scheduling Activity 5/9/2018: WILLIE HEMPHILL
05/10/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 5/9/2018: John Anthony Molloy; Terry Raymond Curry
05/10/2018	Appearance Filed File Stamp: 05/10/2018 For Party: Defendant HEMPHILL, WILLIE appearance

CASE SUMMARY CASE No. 49G14-1805-F6-014097

CASE NO. 49G14-1805-F6-014097			
05/15/2018	Pretrial Conference (8:30 AM) (Judicial Officer: Nelson, William J) Commenced and concluded Parties Present: State Plaintiff State of Indiana Attorney McGinley, James Michael Anthony Defendant HEMPHILL, WILLIE Attorney Molloy, John Anthony		
05/15/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 05/16/2018 at 8:30 AM.		
05/15/2018	Transfer Case (Judicial Officer: Nelson, William J) to g14 with 49g14-1709-f6-036104		
05/15/2018	Hearing Scheduling Activity Pretrial Conference originally scheduled on 05/16/2018 at 8:30 AM was rescheduled to 05/16/2018 at 9:00 AM. Reason: Court's Own Motion.		
05/16/2018	Pretrial Conference (9:00 AM) (Judicial Officer: Salinas, Jose D) Commenced and concluded Parties Present: Attorney McGinley, James Michael Anthony Defendant HEMPHILL, WILLIE		
05/16/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 5/15/2018: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry Hearing Scheduling Activity 5/15/2018: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry		
05/16/2018	Administrative Event MINUTE SHEET		
05/16/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 05/21/2018 at 1:30 PM.		
05/16/2018	Order to Release From Custody To Be Held For Other Agency (Judicial Officer: Salinas, Jose D) Order Signed: 05/16/2018		
05/16/2018	Order to Release From Custody To Be Held For Other Agency (Judicial Officer: Salinas, Jose D) Order Signed: 05/16/2018 COMM CORR		
05/17/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 5/16/2018: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry		
05/17/2018	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Salinas, Jose D Exp: 06/04/2018)		
05/21/2018	- Community Corrections - Home Detention Pretrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Commenced and concluded		
05/21/2018	Motion Filed File Stamp: 05/19/2018 Filed By: Defendant HEMPHILL, WILLIE Request for Change in Pre-trial Release Conditions		
05/21/2018	Administrative Event MINUTE SHEET		

CASE SUMMARY CASE No. 49G14-1805-F6-014097

	CASE 110. 47014-1003-10-01407/
05/21/2018	Administrative Event File Stamp: 05/21/2018 Court will address motion to change pre-trial release in court 5/21/2018
05/21/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 05/24/2018 at 1:30 PM.
05/21/2018	Administrative Event File Stamp: 05/21/2018 test today(indigent)
05/22/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 5/21/2018: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry
05/24/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded
05/24/2018	Administrative Event MINUTE SHEET
05/24/2018	Party To Be Held In Custody (Judicial Officer: Christ, John -M) Order Signed: 05/24/2018 Party: Defendant HEMPHILL, WILLIE
05/24/2018	Court Sets Bond (Judicial Officer: Christ, John -M) Party: Defendant HEMPHILL, WILLIE \$500.00 cash bond
05/29/2018	Pretrial Conference (9:00 AM) (Judicial Officer: Salinas, Jose D) Commenced and concluded
05/29/2018	Administrative Event MINUTE SHEET
06/04/2018	Pretrial Conference (9:00 AM) (Judicial Officer: Huerta, Ronnie - MAG) Commenced and concluded
06/04/2018	Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Huerta, Ronnie - MAG Exp: 06/04/2018)
06/04/2018	- Community Corrections - Home Detention Interim Condition for HEMPHILL, WILLIE (Judicial Officer: Huerta, Ronnie - MAG)
06/04/2018	- Community Corrections - Home Detention - Work Release Order to Release From Custody To Be Held For Other Agency (Judicial Officer: Huerta, Ronnie - MAG) Order Signed: 06/04/2018 Community Corrections- work release
06/04/2018	Hearing Scheduling Activity Final PreTrial Conference scheduled for 08/01/2018 at 1:30 PM.
06/04/2018	Hearing Scheduling Activity Jury Trial scheduled for 08/06/2018 at 8:30 AM.
06/05/2018	

CASE SUMMARY

CASE NO. 49G14-1805-F6-014097

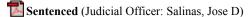
	CASE NO. 49G14-1805-F6-014097
	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/4/2018: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry Hearing Scheduling Activity 6/4/2018: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry
06/05/2018	Appearance Filed File Stamp: 06/05/2018 For Party: State Plaintiff State of Indiana Appearance Form (Strike L6)
06/05/2018	Administrative Event Minute Sheet
06/05/2018	Discovery Filed File Stamp: 06/05/2018 Filed By: State Plaintiff State of Indiana Discovery, Initial (Strike)
06/13/2018	Hearing Scheduling Activity Pretrial Conference scheduled for 06/25/2018 at 1:30 PM.
06/14/2018	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/13/2018: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry
06/25/2018	Pretrial Conference (1:30 PM) (Judicial Officer: Christ, John -M) Commenced and concluded
06/25/2018	ZNT - An Electronic SR16 has been sent to the BMV Ticket Substitute SR16 sent to BMV for Charge 2 for Statute 9-24-19-2
06/25/2018	Administrative Event MINUTE SHEET
06/25/2018	Report to Community Corrections
06/25/2018	Report to Probation
06/25/2018	Plea Agreement Filed Filed Stamp: 06/25/2018
06/25/2018	Motion to Enter Plea Pursuant to Plea Agreement Filed File Stamp: 06/25/2018 Filed By: State Plaintiff State of Indiana
06/25/2018	Order Granting Mot. to Enter Plea Pursuant to Plea Agreement (Judicial Officer: Salinas, Jose D) Order Signed: 06/25/2018 Order Granting Motion to Enter Plea of Guilty Pursuant to Plea Agreement.
06/25/2018	Order Granting Motion to Dismiss (Judicial Officer: Salinas, Jose D) Order Signed: 06/25/2018 3
06/25/2018	Judgment (Judicial Officer: Salinas, Jose D) 1. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense Plea by Agreement 2. 9-24-19-2/MA: Driving While Suspended requires a knowing violation and a prior conviction of Sec. 1

CASE SUMMARY CASE NO. 49G14-1805-F6-014097

Plea by Agreement
3. 35-48-4-11(a)(1)/MA: Possession of Marijuana

Dismissed

06/25/2018



1. 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense 05/01/2018 (F6) 35-44.1-3-1(a)(3) (3544131a3F6)

Comment ()

Confinement to Commence 06/25/2018

Community Corrections Term: 545 Days

Jail Credit: 0 Days Suspended: 180 Days

Condition - Adult:

- 1. Abstract: Recommended Degree of Security No Recommendation, 06/25/2018, Active 06/25/2018
- 2. Community Corrections, 06/25/2018, Active 06/25/2018
- 3. Home Detention, 365 days home detention , weekly drug testing, 06/25/2018, Active 06/25/2018
- 4. Probation, 180 days probation, weekly drug testing, 06/25/2018, Active 06/25/2018

06/25/2018

Sentenced (Judicial Officer: Salinas, Jose D)

2. 9-24-19-2/MA: Driving While Suspended requires a knowing violation and a prior conviction of Sec. 1

05/01/2018 (MA) 9-24-19-2 (924192MA)

Comment ()

Confinement to Commence 06/25/2018

Community Corrections

Term: 365 Days

Jail Credit: 0 Days

Suspended: 0 Days

Concurrent with Prior Sentence: ct.1

Consecutive with Prior Sentence: 49g141611f6043092

Condition - Adult:

- 1. Abstract: Recommended Degree of Security No Recommendation, 06/25/2018, Active 06/25/2018
- 2. Community Corrections, 06/25/2018, Active 06/25/2018
- 3. Home Detention, 365 days home detention , weekly drug testing, 06/25/2018, Active 06/25/2018

06/25/2018

Hearing Scheduling Activity

Jury Trial scheduled for 08/06/2018 at 8:30 AM was cancelled. Reason: Dismissal / Judgment.

06/25/2018

Hearing Scheduling Activity

Final PreTrial Conference scheduled for 08/01/2018 at 1:30 PM was cancelled. Reason: Dismissal / Judgment.

06/25/2018

Administrative Event

File Stamp: 06/25/2018

if defendant violates MCCC-HD or Probation Defendant agrees to serve the remaining time in MCJ, IF there are no violations while on MCCC-HD, probation can become non reporting

06/25/2018

Disposition Sent Electronically to Indiana State Police

Added By CHRIS Interface (SNTC)

06/26/2018

Automated ENotice Issued to Parties

Sentenced ---- 6/25/2018: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry Hearing Scheduling Activity ---- 6/25/2018: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry Hearing Scheduling Activity ---- 6/25/2018: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry

CASE SUMMARY

CASE No. 49G14-1805-F6-014097

	CASE NO. 49G14-1805-F6-014097	
08/01/2018	CANCELED Final PreTrial Conference (1:30 PM) (Judicial Officer: Salinas, Jose D) Dismissal / Judgment	
08/06/2018	CANCELED Jury Trial (8:30 AM) (Judicial Officer: Salinas, Jose D) Dismissal / Judgment	
02/07/2019	Memorandum/Brief Filed File Stamp: 02/07/2019 Filed By: State Plaintiff State of Indiana memorandum	
02/11/2019	Administrative Event probation memo- SAET was part of the plea, deft agreed to have it done.	
05/21/2019	Notice of Exclusion of Confidential Information File Stamp: 05/21/2019 Filed By: State Plaintiff State of Indiana Notice of Exclusion	
05/21/2019	Notice of Violation of Probation File Stamp: 05/21/2019 Filed By: State Plaintiff State of Indiana Notice of Probation Violation	
05/22/2019	Hearing Scheduling Activity Hearing on Violation of Probation scheduled for 06/21/2019 at 9:00 AM.	
05/23/2019	Automated ENotice Issued to Parties Hearing Scheduling Activity 5/22/2019: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry	
06/21/2019	Hearing on Violation of Probation (9:00 AM) (Judicial Officer: Christ, John -M) Commenced and concluded Parties Present: Defendant HEMPHILL, WILLIE	
06/21/2019	Administrative Event MINUTE SHEET	
06/21/2019	Hearing Scheduling Activity Hearing on Violation of Probation scheduled for 08/02/2019 at 9:00 AM.	
06/21/2019	Administrative Event violation u/a deft order to test today; report to probation today	
06/22/2019	Automated ENotice Issued to Parties Hearing Scheduling Activity 6/21/2019: James Michael Anthony McGinley; John Anthony Molloy; Terry Raymond Curry	
08/02/2019	Hearing on Violation of Probation (9:00 AM) (Judicial Officer: Salinas, Jose D)	
DATE	FINANCIAL INFORMATION	

Defendant HEMPHILL, WILLIE

 Total Charges
 415.00

 Total Payments and Credits
 0.00

 Balance Due as of 6/24/2019
 415.00

STATE OF INDIANA IN THE MARION SUPERIOR COURT **CRIMINAL DIVISION MARION COUNTY, ss:** Cause No: 49 STATE OF INDIANA) **INFORMATION**) COUNTI vs.) **RESISTING LAW ENFORCEMENT**) I.C. 35-44.1-3-1(a)(3) and I.C. 35-44.1-3-1(b)(1)(A) WILLIE HEMPHILL B/Male A LEVEL 6 FELONY DOB 9/10/1971 **COUNT II DRIVING WHILE SUSPENDED**

> I.C. 9-24-19-2 A CLASS A MISDEMEANOR COUNT III

POSSESSION OF MARIJUANA I.C. 35-48-4-11(a)(1) and I.C. 35-48-4-11(b) A CLASS B MISDEMEANOR

On this date, the undersigned came before the Prosecuting Attorney of the Nineteenth Judicial Circuit and, being duly sworn (or having affirmed), stated that in Marion County, Indiana

COUNT I

On or about May 1, 2018, WILLIE HEMPHILL did knowingly flee from CHRISTOPHER DANIEL PICKERRELL, a law enforcement officer, after said officer identified himself by visible or audible means and visibly or audibly ordered said defendant to stop and in committing said act the defendant used a vehicle;

COUNT II

On or about May 1, 2018, WILLIE HEMPHILL did operate a motor vehicle upon a public highway, said defendant knowing his or her driving privilege was suspended; and said defendant within the past ten years has a prior unrelated judgment for a violation of IC 9-24-19-1, 9-24-19-2, 9-24-18-5, or 9-1-4-52;

COUNT III

On or about May 1, 2018, WILLIE HEMPHILL did knowingly possess a controlled substance, that is: Marijuana, pure or adulterated;

all of which is contrary to statute and against the peace and dignity of the State of Indiana.

I swear or affirm under penalty of perjury as specified by I.C. 35-44.1-2-1 that the foregoing representations are true.

/s/ Ryan Hendershott	
,	May 1, 2018
Affiant	Date
	TERRY R. CURRY
	Marion County Prosecutor
State's Witnesses:	19th Judicial Circuit
MICHAEL ROACH	
BRIAN SILCOX	/s/ Ryan Hendershott
TY VAN WAGNER	
CHRISTOPHER PICKERRELL	Deputy Prosecuting Attorney

IN THE MARION SUPERIOR COURT

MARION COUNTY, ss:	CRIMINAL DIVISION
STATE OF INDIANA	Cause No: 49
STATE OF INDIANA) INFORMATION
vs.) PART II OF COUNT III) POSSESSION OF MARIJUANA
WILLIE HEMPHILL B/Male DOB 9/10/1971	CLASS A MISDEMEANOR I.C. 35-48-4-11(b)
The undersigned affiant does hereby	y swear or affirm under the penalties of perjury that:
On or about May 1, 2018, in Mario	n County, State of Indiana, the following named defendant
WILLIE HEMPHILL, had previously	y been convicted of a drug offense in a Marion County
Superior Court, under cause number	r 49G20-1504-F4-014470.
All of which is contrary to the laws	s of the State of Indiana.
/s/ Ryan Hendershott	
Affiant	<u>May 1, 2018</u> Date
State's Witnesses: Marion County Clerk	TERRY R. CURRY Marion County Prosecutor 19th Judicial Circuit
Keeper of Records, IMPD Keeper of Records, Indiana DOC	/s/ Ryan Hendershott
Fingerprint Examiner, IMPD	Deputy Prosecuting Attorney

STATE OF INDIANA

5/1/2018 Online RMS :: Narrative

Arrest 05/01/20180115 Hrs

CONTROLLED SUBSTANCE- POSSESSION/CULTIVATION OF MARIJUANA/HASHISH/SALVIA /MCRIMINAL MISCHIEF Charges: /MMOTOR VEHICLE- DRIVING WHILE SUSPENDED- PRIOR SUSPENSION WITHIN 10 YEARS /MRESISTING LAW ENFORCEMENT /F

Agency: IMPD Downtown District
Arrest #: AR-IMPD1805580

Narrative: IMPD Probable Cause with e-signature

STATE OF INDIANA, COUNTY OF MARION, SS:

PROBABLE CAUSE AFFIDAVIT

IMPD Case/Incident Number: PD18044691

Defendant Name: Willie J. Hemphill

Location of Incident: 1 N. Capitol Ave / 800 Oliver Ave

Arresting Officer / ID: Pickerrell / 40194

Agency: Indianapolis Metropolitan Police Department

On Tuesday, May 01, 2018 at approximately 1:05am, I, Officer Christopher Pickerrell, with the Indianapolis Metropolitan Police Department, was sitting in the 600 block of north Capitol Ave when I noticed a small green 4 door vehicle driving southbound on Capitol in one of the middle lanes. I noticed the vehicle did not have a working license plate light and had a loud muffler. I caught up to the vehicle near New York St and saw the vehicle driving too close to another vehicle. The green vehicle then made a quick lane change to the right without using a turn signal. I ran the license plate on my computer (AGR755/IN) and marked out over the radio on a traffic stop on the green vehicle at Capitol Ave and Washington St. I activated my emergency lights on my fully marked police vehicle and the vehicle continued to drive slowly. I activated my siren to alert the driver, but the vehicle continued to drive away. The vehicle was travelling around 30mph at this time. When the vehicle was south of Maryland St it began driving faster and Officer Brian Silcox, who was driving directly behind me, called out over the radio that we were in vehicle pursuit. The driver continued southbound on Capitol Ave running the red light at South St. He then ran the red light at McCarty St before getting on I-70 at Capitol Ave. Speeds on Capitol Ave were roughly 60mph, at the top of the on-ramp, the vehicle was boxed in behind another vehicle and next to a tractor trailer. The suspect vehicle then cut the tractor trailer off and was in the middle lane headed westbound. Myself and Silcox drove to the far left lane and passed the tractor trailer. Sgt. Ty Van Wagner joined the pursuit at West St and became the first car. Silcox was 2nd and I was 3rd. The suspect vehicle then moved to the right and began to drive on the off-ramp to Harding St. The suspect then turned north onto Harding St and approached Oliver Ave. A tow truck was stopped in the far right lane on Harding St at Oliver Ave. The suspect vehicle then left the roadway to pass the tow truck on the right. The vehicle came out onto Oliver Ave and was going eastbound. It continued east on Oliver Ave and began approaching White River.

The bridge over White River on Oliver Ave is currently closed for construction and there are barricades blocking traffic from getting on the bridge. The suspect vehicle drove past the

5/1/2018 Online RMS :: Narrative

barricades and onto the old bridge. We were unsure if the bridge was entirely in place or whether sections had been removed. Sgt. Van Wagner called over the radio to conduct a felony stop of the vehicle. He and Silcox then called out that the driver had gotten out of the car and ran northbound. He was last seen jumping a fence and by the time Van Wagner and Silcox got to the fence, they could not see him. A K9 officer arrived on scene to search for the suspect. The suspect was located by K9 a short distance from the car in the 800 block of W. Oliver Ave. The male suspect was identified as Willie Hemphill and was the sole occupant of the vehicle. Hemphill was placed in handcuffs and walked to Kentucky Ave to be checked out by medics and transported to the hospital. Medic 29, EMS 0306 arrived and transported Hemphill to Eskenazi Hospital Holding while I followed behind them.

The vehicle Hemphill was driving was a teal 1993 Mercury Tracer registered to Melinda Walker. The vehicle wrecked in the construction site against a fiber optic cable box owned by JDH Contracting. George Huff, an employee with JDH, arrived on scene and spoke with Silcox. Huff stated the damage to the fiber optic lines could be anywhere from \$1,000-\$10,000. Huff said they would assess the damage and come up with an amount soon. Silcox then inventoried the vehicle prior to having it towed and located a glass jar behind the brake pedal on the driver's side floorboard. The jar contained a small, clear bag with a green leafy substance inside and a small loose amount of the same substance. Through his training and experience, Silcox knew the substance to be marijuana. The vehicle was then towed to Auto Return.

At the hospital, I took photos of Hemphill's injuries to his right leg. I then transported the marijuana in a heat sealed bag to the IMPD Property Room to be entered as evidence. There was found to be roughly 0.5 grams of marijuana in the jar. I ran Hemphill's driving record and found him to be driving on a suspended license with a prior conviction. My control operator also found that Hemphill had a prior conviction on 7-1-2015 for possession of marijuana under cause number 49G20-1504-F4-014470. I then placed Hemphill under arrest for the charges of Resisting Law Enforcement with a Vehicle (F6), Driving While Suspended with a Prior Conviction (MA), Criminal Mischief (MA), and Possession of Marijuana with a Prior Conviction (MA).

All events occurred in the City of Indianapolis, Marion County, IN.

I swear (affirm), under penalty of perjury as specified by IC 35-44.1-2-1, that the foregoing representations are true.

/s/	Christopher D. Pickerrell	
Law	Enforcement Officer	

CASE NUMBER: 49G18-1805-F6-014097

STATE OF INDIANA)) SS:	IN THE MARION SUPERIOR COURT CRIMINAL DIVISION
COUNTY OF MARION)	CAUSE NO. 49
v. WILLIE HEMPHILL DOB: 9/10/1971))))	
	ORDER FINDING PROBAB	LE CAUSE
The State having filed all that apply):	d a probable cause affidavit under	this cause the Court now finds (check
probable	cause to hold the defendant for the	e charges filed by the State of Indiana;
probable	cause to hold the Defendant until	the State of Indiana files charges;
The Court having found	probable cause, now orders bond	d set at \$1,000 cash bond .
The Court having found	probable cause, now sets Initial F	Hearing on
May 1, 2019		
Dated: May 1, 2018		Therest Hannah. Judge
		-

Filed: 5/2/2018 2:32 PM Myla A. Eldridge Clerk Marion County, Indiana

APPEARANCE FORM STATE OF INDIANA

Cause Number : <u>49G18-1805-F6-014097</u>

Agency Case Number: <u>DP180044691</u>

Name of Defendant(s): WILLIE HEMPHILL

Transaction Control Number: Not Available State ID: 1390651

Case Type of Proceeding: A Level 6 Felony

Prosecuting Attorney Information:

Terry Curry, Attorney No. 3481-49
Marion County Prosecutor
251 East Ohio Street, Suite 160
Indianapolis, IN 46204
(317) 327-5336 TX (317) 327-6957 FAX
MCPO-EFSNotification@Indy.Gov

Related Cases?

Courtroom Minutes – IHC Hearing Minute Sheet

State of Indiana v. WILLIE HEMPHILL Case Number: 49G18-1805-F6-014097 Gallery Number: 000000683723 Hearing: Initial Hearing 5/4/2018 8:30 AM

KESULI			,	
Initial Hearing Commenced &	Concluded □Continued □	Vacated		
PARTIES PRESENT				
State by Deputy Prosecutor			with still a s	Monda . M
□Defendant in Person □by couns	sel / 🗆		(176) MAY 0 4	2018
RESOURCES		(/,	10 your	
Hearing Judge: William J Nelsor	ı/□COM/□MAG/□T.	J/□PT/□SR 🌃	OC CLERKOF THE MARIO	NCIRCUIT COURT
Court Reporter:	<u> </u>	/		
<u>HEARINGS</u>	hord normal			
☐ Initial Hearing (HIH) Pre	trial Conference (HPTC)	☐ Compliance (HCPL)	□Other (H)	
□ Probation (HVOP) □ Com	munity Corrections (HV)	☐ Bench Trial (HBT)	□Civil (H)	
\mathfrak{Z} Court: \mathfrak{Z} Date: \mathfrak{Z}	X Time:	Interpreter: □Yes	Language Needed:	
INTERIM CONDITIONS				
☐ Interim Conditions Set/Modified	d. See Order of Interim Pre-	Trial Release Conditions		
EVENTS/ORDERS			,	
□ Defendant Not Available (ADM)	□ File Not Available (ADI	M) / 10 117		
☐ Motion for Early Trial (MET)	Omnibus Date (OMN)	<u>le 1818</u>	\ □ Notice of Intent to Not Prosecu	te (NINP)
☐Interpreter Used (QCSINT)	□State Reports No Char	ges Filed (ADMNOT)	☐ Case Dismissed (CD)	
☐ Motion to Continue (MTC)	\Box 72 Hour Continuance G	Granted (OGMTC)	☐ 72 Hour Continuance Denied (O	DMTC)
☐ Probable Cause Found (ARJPCF)	□ No Probable Cause (AL	DM)	Advisement of Rights Conducte	d (ARC)
\Box Defendant Not Indigent (ADM)	Indigent Counsel Appo	inted (QCSIC)	\square PD Fee Ordered in the amount c	of
□ No Contact Order Granted (OGN	√INCO) □ No Contact C	rder Denied (ODMNCO)	☐ No Contact Order Issued (ARJN	CO) see registry
□Stay Away Order Granted (OG)	□Stay Away Oı	der Denied (OD)	□Stay Away Order Issued (ORD) _	
☐OVWI: Failed with Immediate Su	spension (BMVPCFSUSP)	☐ OVWI: Refus	sed with Immediate Suspension (BMV	PCRSUSP)
Court Sets Bond (ARJBOND)	10% 🗹 Cash Bond of <u>/</u>	200 and/or □ Suret	y Bond of	
Order to Release from Custody (ORC) 🗆 Defendant WILLIE	HEMPHILL / 🗆	as to this case only	<i>)</i> .
☐ Defendant to be Held in Custody	(DHC) As to this case. No B	ond.		
□Order to Release from Custody t	o be Held for Other Agency	(ORCOA).		
☐ Upon Satisfaction of Bond, Defe	ndant Held for Other Agenc	y (SBDOA)		
☐ Defendant to be Held in Custody	(DHC) □Probation □Com	munity Corrections □Parol	le □ 7 Day Hold □15 Day Hold	
☐ Report to Probation (RP) ☐ Repo	ort to Community Correctio	ns (RCC)		
ADDITIONAL ORDERS (ORD)	•			
ADDITIONAL MINUTES (HJE)			All of f	
			minister & Shoot	-
			The Shook	
		JUDIC	IAL OFFICER ate	

STATE OF	INI	DIANA)) SS:	MARION SUPERIOR COURT, CRIMINAL DIVISION 18
COUNTY	OF N	MARION)	DIVISION 10
STATE OF	INI	DIANA)	
V.)	CAUSE NO. 49G18-1805-F6-014097
WILLIE H	EMF	PHILL)	ORDER ON PETITION FOR COUNSEL
				nt of Counsel and on a thorough examination of e of the criminal charges, the Court finds and
This petition	n is:			
A		ANTED, as the Court ll be appointed to repre		t the defendant is currently indigent. An attorney defendant as follows:
	Ø	No reimbursement re	quired.	
		Public defender fee of	f \$50.	
		Public defender fee or	f \$100.	
		Other:		The file should be be a file of the state of
	DE	NIED, as the Court fin	ds:	175) MAY 0 4 2018
		Defendant is not indig	gent.	Myla Os Elstradae
		More information is r	equired.	านาย เลลา สาย สาย สาย สาย สาย สาย สาย สาย สาย สา
		Other:	 	•
٠				

Judge/Commissioner
Markon Superior Court, Criminal Division 18

STATE OF INDIANA)) SS:	MARION SUPERIOR COURT, CRIMINAL DIVISION 18
COUNTY OF MARION)	,
STATE OF INDIANA)	
V.)	CAUSE NO. 49G18-1805-F6-014097
WILLIE HEMPHILL)	
)	INITIAL HEARING RIGHTS

YOUR RIGHTS AS A DEFENDANT:

- 1. The Judge will inform you of the nature of the charge(s) against you and answer any questions you have about the following rights. You may have a copy of any charge(s) filed against you.
- 2. You have the right to retain counsel. If you intend to do so, you must do it within ten (10) days after this Initial Hearing if the charge(s) against you is a misdemeanor or within twenty (20) days after this Initial Hearing if the charge(s) is a felony, because there are deadlines for filing motions and raising defenses. If those deadlines are missed, the legal issues and defenses that could have been raised will be waived by you.
- 3. You have a right to have counsel at no expense to you if you are indigent. You must tell the Judge now if you cannot afford to hire an attorney.
- 4. You have the right to a speedy trial.
- 5. You have the right to a trial by jury. If you are charged with a misdemeanor and you wish to have a trial by jury, you must make a request for a jury trial at least ten

 (10) days prior to your trial setting. If you do not request a jury trial at least ten (10) days prior to your trial setting, you waive your right to a trial by jury. If you want a jury trial you must make a timely request even if you do not have an attorney.
- 6. You have the privilege against self-incrimination.

Mula a Eldudae CLERR OF THE MARION CIRCUIT COURT

- 7. You have a right to bail. Any conditions of bail will be explained to you.
- 8. A preliminary plea of NOT GUILTY is being entered for you. This preliminary plea will become a formal plea of NOT GUILTY ten (10) days after this initial hearing, if the charge(s) is a misdemeanor or twenty (20) days after this initial hearing, if the charge is a felony, unless you choose to enter a different plea.

I have read these rights and I understand them.

5,05/2018

Date

Defendant's Signature

Filed: 5/6/2018 9:20 AM Myla A. Eldridge COURT Clerk

STATE OF INDIANA)	IN THE MARION SUPERIOR (COURT
)SS:	CRIMINAL DIVISION	narion county, ii
COUNTY OF MARION)		
		OALICE NO 40040 4005 FC 0	4 4007
STATE OF INDIANA)	CAUSE NO. 49G18-1805-F6-0	14097
)		
V.)		
)		
WILLIE HEMPHILL)		

NOTICE OF FILING HABITUAL OFFENDER

Comes now the State of Indiana, by counsel, and notifies the Court and defendant that the State of Indiana is seeking to have the defendant sentenced as an Habitual Offender by filing a separate page alleging two prior unrelated felony convictions under the provisions of Indiana Code 35-50-2-8.

John Anthony Molloy III

John Anthony Molloy III, 31763-49

Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-8561

CERTIFICATE OF SERVICE

I hereby certify that a complete and accurate copy of the foregoing was served upon Defendant's counsel via the Public Defender Agency's mailbox; by U.S. Mail, postage prepaid and properly addressed to the attorney of record; or by electronic service pursuant to Indiana Rules of Trial Procedure Rule 86, this date of filing.

Filed: 5/10/2018 9:59 AM Myla A. Eldridge Clerk Marion County, Indiana

MARION COUNTY PUBLIC DEFENDER AGENCY

151 North Delaware, Suite 200 Indianapolis, IN 46204-3320 Phone (317) 327-4100 Fax (317) 327-3754 TDD FOR HEARING IMPAIRED (317) 327-5186

CONFLICT DEFENSE APPEARANCE FORM (CRIMINAL)

Cause Number: 49G18-1805-F6-014097

Name of Defendant: WILLIE HEMPHILL

1. Defense Attorney Information (as applicable for service):

James Mcginley

Atty No: 23962-49

One North Pennsylvania Street North Suite 450

Indianapolis, IN 46204

Fax:

Email: jamesmcginleylaw@gmail.com

Business Phone: 317-507-5400 Alternate Phone: 317-327-4100

2. Defendant WILL NOT accept service by FAX

Note: If separate attorneys represent separate defendants or separate sets of defendants, use an appearance form for each separately represented defendant or set of defendants.

Authority: Pursuant to Criminal Rule 2.1(B), this form shall be filed at the time of a criminal proceeding is commenced. In emergencies, the requested information shall be supplied when it becomes available. Parties shall advise the court of a change in information previously provided to the court. This format is approved by the Division of State Court Administration.

JOHN ANTHONY MOLLOY III, 31763-49 Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

I hereby certify that a complete and accurate copy of the foregoing was served upon Defendant's counsel via the Public Defender Agency's mailbox; by U.S. Mail, postage prepaid and properly addressed to the attorney of record; or by electronic service pursuant to Indiana Rules of Trial Procedure Rule 86, this date of filing.

/s/ John Molloy III, By DS

JOHN ANTHONY MOLLOY III, 31763-49

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-8561

Deputy Prosecuting Attorney

State of Indiana v. WILLIE HEMPHILL Case Number: 49G18-1805-F6-014097 Gallery Number: 000000683723

Hearing: Bail Review Hearing 5/9/2018 8:30 AM

RESOURCES
Hearing Judge: William J Nelson (COM / DMAG / DT J / DPT / DSR
Court Reporter:
<u>RESULTS</u>
Commenced & Concluded Continued Vacated
□State by Deputy Prosecutor Terry Raymond Curry /□
Defendant in Person Dby counsel / Walter
WARRANTS
□ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of
☐ Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[OCOS] Surety is continued
□[OLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond
HEARINGS I DT Am
Future Hearing Type: Date: Date:
Interpreter: Yes Language Needed: 5/9/2018 Hearing(s) Vacated
INTERIM CONDITIONS
☐ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
EVENTS/ORDERS
\square [RP] Report to Probation. \square [RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
□[ARC] Advisement of Rights Conducted □[QCSIC] Indigent Counsel Appointed at County Expense
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested
□ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court
□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry
[ARJBOND] Court Sets Bond. \Box 10% \Box Cash Bond of $\overline{250}$ and/or \Box Surety Bond of
□[RDHC] Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
\square [DHC] Defendant to be Held in Custody. \square Probation \square Community Corrections \square Parole \square 7 Day Hold \square 15 Day Hold
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed.
□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.
□[MET] S / D Motion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied

	Notion To Dismiss. <i>Count(s)</i>		□[OGMTD] Granted □[0	DDMTD1 Danied
	lotion for Leave to Amend. (
	otion to Terminate.			
	Motion for Alteration/Revoc			
	Motion for Compliance/ Hea			
	nder Advisement.	_	-	•
				rections / 🗆
	·			rrections / \square
	ant WILLIE HEMPHILL release			rections 7 \(\text{\texts} \)
			•	
	ransport Order Entered ontempt			
	dant Removed from Interim F			
	•			consign of Driver for OW!
	ourt Requests Suspension of			
	·,			esult: Drugs Involved: Y / N.
	P] Failed with Immediate Sus	_	-	d with Suspension.
			•	·
_				Court Ordered Ignition Interlock.
-	F] Delete a Probable Cause F	_		ause Refusal.
	Order to Terminate Refusal o			
_	O] Probationary Driving Privi	leges Data Sent to i	SIVI V.	
JUDGMENT	_		_	
		☐ Finding of Not		
Count 2	☐ Finding of Guilty	☐ Finding of Not	,	
Count 3	☐ Finding of Guilty	☐ Finding of Not	Guilty 🗆 Dismissed	
<u>SENTENCE</u>				
	FINEMENT			
Sentence Type:	☐ Sentenced ☐ Remanded	□ Reversed & Rer	nanded Actual Days Confi	ned Prior to Sentencing:
Count 1	☐ Term Years	Days Type:	☐ Jail	☐ Concurrent
	☐ SuspendedYears]		□ DOC	☐ Consecutive
	☐ Life ☐ Death		☐ Community Corrections	with Count/Case:
Comment:				
	☐ TermYears _		□ Jail	☐ Concurrent
•	☐ SuspendedYears _☐ Life		☐ DOC ☐ Community Corrections	☐ Consecutive with Count/Case:
	□ Death			·
Comment:	☐ Term Years	Days Type:	□ Iail	☐ Concurrent
	☐ SuspendedYears _		☐ DOC	☐ Consecutive
	□ Life		☐ Community Corrections	with Count/Case:
Comment:	☐ Death			

□ Add Standard Fees □ Add Custom Fees
□[ACOND] CONDITIONS
□ [ACRF] Abstract: Credit Restricted Felon. □ [ADOC] Abstract: Currently Serving a Sentence Under DOC Custody.
□[AMHC] Abstract: Mental Health Concerns. □[API] Abstract: Purposeful Incarceration.
□[AMAX] Abstract: Recommended Degree of Security – Maximum. □[AMED] Abstract: Recommended Degree of Security – Medium
□ [AMIM] Abstract: Recommended Degree of Security – Minimum.
□[ANR] Abstract: Recommended Degree of Security – No Recommendation.
□[ANA] Abstract: Recommended Degree of Security – Not Applicable.
□ [AADP] Alcohol Abuse Deterrent Program. □ [CC] Community Corrections. □ [CIP] Community Impact Panel.
□ [CS] Community Service. □ [DIP] Complete Driver Improvement Panel. □ [COUN] Counseling. □ [COC] Court Ordered Classes.
□[DR] Day Reporting. □[DNA] DNA Sample. □[DLS] Driver's License Suspension. □[DAM] Drug/Alcohol Monitoring.
\square [EM] Electronic Monitoring. \square [HIV] HIV Testing. \square [HD] Home Detention. \square [LA] Letter of Apology.
□[MSE] Maintain Steady Employment. □[NC] No Contact. □[FIRE] No Firearms. □[NA] No New Arrests.
□ [ADD] Notify Change of Address. □ [OB] Obtain a High School Diploma or GED. □ [OVDL] Obtain a Valid Driver's License.
□[VISITPO] Permit Visits from Probation Officer. □[PROB] Probation.
□ [PBC] Probation Consecutive to Sentence out of Another County. □ [PE] Psychological/Mental Health Evaluation/Treatment.
□[RWJ] Remain within Jurisdiction. □[RS] Remain/Enroll in School. □[RC] Road Crew. □[SA] Stay Away Order.
□ [SE] Substance Abuse Evaluation. □ [SUP] Support Dependents. □ [MEDT] Undergo Medical Treatment/Evaluation.
□ [UP] Unsupervised Probation. □ [URI] Urinalysis. □ [VIP] Victim Impact Panel. □ [WR] Work Release.
□[INAWD] MONETARY AWARD
Awarded to Awarded Against Judgment
Interest Begins: Include Court Costs
□[CMT] SENTENCING COMMENTS
JUDICIAL OFFICER

Filed: 5/19/2018 2:33 PM Myla A. Eldridge Clerk Marion County, Indiana

STATE OF INDIANA)	IN THE MARION COUNTY SUPERIOR COURT
)	CRIMINAL DIVISION, ROOM NUMBER 14
COUNTY OF MARION)	CAUSE NUMBER: 49G14-1805-F6-014097
)	
)	
STATE OF INDIANA)	
)	
v.)	
)	
WILLIE HEMPHILL)	

REQUEST FOR CHANGE IN COMMUNITY CORRECTIONS PLACEMENT

Comes now the defendant, Willie Hemphill by counsel James McGinley, and files this Request for Change in Community Corrections Placement, specifically from Community Corrections Home Detention to Community Corrections G.P.S. and in support asserts the following:

- Mr. Hemphill was released to Community Corrections Home Detention by The Hon. Jose Salinas on May 16, 2018.
- 2. Mr. Hemphill is employed at Westfield Restaurant Group at Grand Park, with typical 12-14 hours per day, along with substantial drive time from his Indianapolis residence. In addition, some work days may require even more than 14 hours (see letter, attached).
- Defense counsel has been informed that Community Corrections could only permit a client up to twelve hours leave time for employment per day, which is insufficient for Mr.
 Hemphill's employment.
- 4. Additionally, Mr. Hemphill may be expected to work with very little notice prior to starting his shift.
- 5. Mr. Hemphill is substantially behind in his rent and other monthly bills. It is imperative that he be permitted to continue to work to pay for such bills and/or risk losing his housing.
- 6. To avoid any other issues that may arise, Defense counsel is requesting that the Defendant be placed on Community Corrections G.P.S. to continue his court ordered pre-trial

monitoring while allowing him the flexibility to maintain his employment with the

Westfield Restaurant Group.

WHEREFORE, the Defendant respectfully requests this motion be granted and that the court change

the Defendant's pre-trial release conditions from Community Corrections Home Detention to Community

Corrections G.P.S. in this case.

Respectfully submitted,

/s/ James McGinley # 23962-49

James McGinley 23962-49

Attorney for Defendant

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served upon the Marion County Prosecutor's Office pursuant to Indiana Rule of Trial Procedure 86 via electronic filing on the date of filing.

/s/ James McGinley # 23962-49 James McGinley Attorney for Defendant

James McGinley 151 N. Delaware, Ste 1950 Indianapolis, IN 46204 Ofc: (317) 507-5400

STATE OF INDIANA)	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION, ROOM NUMBER 14
COUNTY OF MARION)	CAUSE NUMBER: 49G14-1805-F6-014097
STATE OF INDIANA)	
v.)	
WILLIE HEMPHILL)	
ORDER FOR CHAN	GE IN COMMUNITY CORRECTIONS PRE-TRIAL RELEASE
	<u>CONDITIONS</u>
Comes now defendant, W	TLLIE HEMPHILL by counsel, and files this Request for Change in
Community Corrections Placeme	nt, specifically from Community Corrections Home Detention to
Community Corrections G.P.S. I	T IS THEREFORE ORDERED, ADJUDGED and DECREED that
DEFENDANT'S COMMUNITY	CORRECTIONS PLACEMENT IS CHANGED FROM
COMMUNITY CORRECTIONS	HOME DETENTION TO COMMUNITY CORRECTIONS G.P.S
SO ORDERED thisd	lay of, 2018.
Date:	Honorable JUDGE, Superior Court Criminal Division, Room 14
DISTRIBUTION:	
James McGinley Marion County Prosecutor's Offi	ce

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1805-F6-014097 Gallery Number: 0000000683723 Hearing: Pretrial Conference 05/16/2018 9:00 AM

<u>RESOURCES</u>
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR
Court Reporter:
<u>RESULTS</u>
□ Commenced & Concluded □ Continued □ Vacated
State by Deputy Prosecutor Terry Raymond Curry; John Anthony Molloy / 🗆
□ Defendant in Person □ by counse James Michael Anthony McGinley / □
<u>WARRANTS</u>
□ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
□ Bench Warrant issued □ Hold without bail or Bond / □10% □ Cash Bond of and/or □ Surety Bond of
□ Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[OTSOP] Order to terminate Notice to Produce on Surety Bond □[OSR] Order to release surety □[OCOS] Surety is continued
□[OLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond
HEARINGS S-2/18
HEARINGS Future Hearing Type: Date: Date: Time:
Interpreter: Yes Language Needed: Hearing(s) Vacated
INTERIM CONDITIONS
□ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.
EVENTS/ORDERS
□[RP] Report to Probation. □[RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
□ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense
□ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested
□ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court
□ [RWJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand filed □ [ADMBRE] Bail Review Entry
□ [ARJBOND] Court Sets Bond. □ 10% □ Cash Bond of and/or □ Surety Bond of
□[RDHC] Request For Defendant to be Held in Custody
□ [DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □ Hold Until
□ [DHC] Defendant to be Held in Custody. □ Probation □ Community Corrections □ Parole □ 7 Day Hold □ 15 Day Hold
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed.
□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.
Version: 2014-1.1 Courtroom Minutes – Criminal Hearing/Pre-Trial/Guilty Plea

Date: 06/02/2014

State of Indiana v. **WILLIE HEMPHILL** Case Number: 49G14-1805-F6-014097 Gallery Number: 000000683723 Hearing: Pretrial Conference 05/21/2018 1:30 PM

<u>RESOURCES</u>		
Hearing Judge: ☐ Jose D Salinas / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR		
Court Reporter:		
RESULTS	1	
☐Commenced & Concluded ☐Continued ☐Vacated	1	
State by Deputy Prosecutor Terry Raymond Curry; John Anthony Molloy / 🗆 🕂 🔾	unsend	
Defendant in Person by counsel James Michael Anthony McGinley / 🗆		
WARRANTS		
□ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □		
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of	and/or □Surety Bond of	
☐ Bench Warrant Recalled		
WARRANT SURRENDERS	if D clean defendant can be place	
□[OTCOB] Order to terminate Notice to Produce on Cash Bond	defendant	
☐ [OTSOP] Order to terminate Notice to Produce on Surety Bond	can be place	ed
□[OSR] Order to release surety	can be post	
□[OCOS] Surety is continued	on aps only	J
□[OLS] Late Surrender Fees Owed		
□[OFBO] Order to Forfeit Bond		
HEARINGS 5 24.18	1	
Future Hearing Type: HPTC Date: 5.24.18 Time	e: 1:00pm s) Vacated the Adm by tast townt	
Interpreter: Yes Language Needed: 5/21/2018 Hearing(s	s) Vacated	
INTERIM CONDITIONS	* Harry	Ì
☐ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.	() Let to sent -	ر
EVENTS/ORDERS	\ 493, 1100	
\square [RP] Report to Probation. \square [RCC] Report to Community Corrections.	1/10	
□[NINP] Notice of Intent to Not Prosecute		
□[ARC] Advisement of Rights Conducted □[QCSIC] Indigent Counsel Appointed at Cour	nty Expense	
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWC	OP] Life Without Parole Requested	
\square [QCSDC] Order of Acceptance into Drug Court \square [QCSRE] Order of Acceptance into Re	e-Entry Court	
□ [RWJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand filed □ [ADMBRE] Bail Re		
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bo	ond of	
□[RDHC] Request For Defendant to be Held in Custody	1	
\square [DHC] Defendant to be Held in Custody. As to this Case. \square No Bond. \square Hold Until		
\square [DHC] Defendant to be Held in Custody. \square Probation \square Community Corrections \square Pa	arole 🗆 7 Day Hold 🗆 15 Day Hold	
□ [OPIR] Order for Presentence Investigation Report □ [ADMPIR] PSI Report Filed.		
\square [PDPAGR] Pretrial Diversion Agreement Filed \square [PAF] Plea Agreement Filed \square [ARJJR	RJ] Judgė Recuses Jurisdiction.	
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Grante	ed. 🗆 [ÓDMPPA] Denied.	

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1805-F6-014097 Gallery Number: 000000683723

Hearing: Pretrial Conference 05/24/2018 1:30 PM

RESOURCES	
Hearing Judge: Jose D Salinas / COM / MAG / TJ /	PT / □ SR
Court Reporter:	
RESULTS	
Commenced & Concluded	
State by Deputy Prosecutor Terry Raymond Curry; John Anthon	Molloy / Processing
Defendant in Person Dby counsel James Michael Anthony Mc	Ginley / 🗆
WARRANTS	
\square [ADMFTA] Failure to Appear. \square Defendant WILLIE HEMPHILL	
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% i	□ Cash Bond of and/or □ Surety Bond of
☐Bench Warrant Recalled	
WARRANT SURRENDERS	
□[OTCOB] Order to terminate Notice to Produce on Cash Bond	
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□[OSR] Order to release surety	
□[OCOS] Surety is continued	
□[OLS] Late Surrender Fees Owed	
□[OFBO] Order to Forfeit Bond	
HEARINGS 13 OF	
Future Hearing Type: HPTC Date:	
Interpreter: Yes Language Needed:	5/24/2018 Hearing(s) Vacated
INTERIM CONDITIONS	
. \square Interim Conditions Set/Modified. See Order of Interim Pre-Tria	Release Conditions.
EVENTS/ORDERS	
\square [RP] Report to Probation. \square [RCC] Report to Community Corre	ctions.
□[NINP] Notice of Intent to Not Prosecute	
□[ARC] Advisement of Rights Conducted □[QCSIC] Indigent Co	unsel Appointed at County Expense
\square [QCSINT] Interpreter Services Used \square [QCSDP] Death Penalty	Requested [QCSLWOP] Life Without Parole Requested
\square [QCSDC] Order of Acceptance into Drug Court \square [QCSRE] Ord	r of Acceptance into Re-Entry Court
□ [RWJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand file	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of <u>500</u>	and/or □Surety Bond of 1
□[RDHC] Request For Defendant to be Held in Custody	
\square [DHC] Defendant to be Held in Custody. As to this Case. \square No	Bond.
\square [DHC] Defendant to be Held in Custody. \square <i>Probation</i> \square <i>Comm</i>	unity Corrections \square Parole \square 7 Day Hold \square 15 Day Hold
\square [OPIR] Order for Presentence Investigation Report \square [ADMPIR] PSI Report Filed.
□[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea Ag	reement Filed 🗆 [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreemen	t. \square [OGMPPA] Granted. \square [ODMPPA] Denied.
☐ [MET] S / D Motion for Early Trial Filed ☐ [OGMET] Granted	□ [ODMET] Denied
Version: 2014-1.1	Courtroom Minutes – Criminal Hearing/Pre-Trial/Guilty Plea

Date: 06/02/2014

	Motion To Dismiss. <i>Count(s)</i>		N4TD1 C	DARTO DART I
	Motion for Leave to Amend.	· ·		
	otion to Terminate.	1		
	Motion for Alteration/Revo	į.	-	_ ·
	Motion for Compliance/ Hea			
	Jnder Advisement.			
				ections / \square
			☐ Community Corr	rections / 🗆
	dant WILLIE HEMPHILL releas	1		
	ransport Order Entered			
	ontempt.	i	·	
	dant Removed from Interim I			
□[BMVSUSP] (Court Requests Suspension of	Driver. [BMVSUSPOWI]	Court Requests Suspe	ension of Driver for OWI.
□ Driver's Licer	se Suspension. PC Suspension	n Date: BAC Refu	ısed: Y / N. BAC Re	sult: Drugs Involved: Y / N.
□[BMVPCFSUS	P] Failed with Immediate Sus	pension. \square [BMVPCRSUSP]	Refused with Immed	diate Suspension.
□[BMVPCFSBN	/IV] Failed with Suspend Upo	n Notice from BMV. 🏻 [BM\	PCRSBMV] Refused	with Suspend Upon Notice from BMV.
□[BMVPCFINT] Failed with Court Ordered I	gnition Interlock. 🗆 [BMVPCI	RINT] Refused with C	Court Ordered Ignition Interlock.
□[BMVSR16DE	F] Delete a Probable Cause F	ailure. \square [BMVSR16DER] D	elete a Probable Cau	use Refusal.
\square [BMVTERM]	Order to Terminate Refusal o	f Probable Cause Sent to BM	V.	
□[BMVSR16PR	O] Probationary Driving Privi	leges Data Sent to BMV.		
<u>JUDGMENT</u>				
Count 1	☐ Finding of Guilty	☐ Finding of Not Guilty	☐ Dismissed	
Count 2	☐ Finding of Guilty	☐ Finding of Not Guilty	☐ Dismissed	
Count 3	☐ Finding of Guilty	☐ Finding of Not Guilty	☐ Dismissed	
SENTENCE	3 ,			
	FINEMENT	 		
				ed Prior to Sentencing:
			netual bays commit	survivor to sentending.
Count 1	☐ TermYears _ ☐ SuspendedYears _	· · · ·		☐ Concurrent
	☐ Life		nunity Corrections	☐ Consecutive with Count/Case:
	☐ Death		,	
Comment:	☐ Term Years	Dave Tunes Inil		Consument
Count 2	☐ SuspendedYears	Days Type: \[\sum_Days \sum \subseteq DOC \]		☐ Concurrent ☐ Consecutive
	☐ Life		nunity Corrections	with Count/Case:
Comment:	☐ Death			
Count 3	☐ TermYears	Days Type: Days Type: Dail		☐ Concurrent
	☐ SuspendedYears	Days 🗆 DOC		☐ Consecutive
	☐ Life ☐ Death	☐ Comn	nunity Corrections	with Count/Case:
Comment:				
□[FEE] FEES				
□Add Standard	Fees			

State of Indiana v. WILLIE HEMPHILL; Case Number: 49G14-1805-F6-014097 Gallery Number: 000000683723

Hearing: Pretrial Conference 05/29/2018 9:00 AM

RESOURCES	
Hearing Judge: Sose D Salinas / COM / MAG / TJ / PT / SR Court Reporter:	
Court Reporter:	
<u>RESULTS</u>	
☑Commenced & Concluded □Continued □Vacated	
Istate by Deputy Prosecutor Terry Raymond Curry; John Anthony Molloy; Terry Raymond Curry / 🗆 😤 💢	
□Defendant in Person ☑ by counsel James Michael Anthony McGinley / □	
<u>WARRANTS</u>	
□[ADMFTA] Failure to Appear. □ Defendant <i>WILLIE HEMPHILL</i> / □	
Bench Warrant issued Hold without bail or Bond / 10% Cash Bond of and/or Surety Bond of	
□Bench Warrant Recalled	
WARRANT SURRENDERS	
□[OTCOB] Order to terminate Notice to Produce on Cash Bond	
□[OTSOP] Order to terminate Notice to Produce on Surety Bond	
□[OSR] Order to release surety	
□[OCOS] Surety is continued	
□[OLS] Late Surrender Fees Owed	
□[OFBO] Order to Forfeit Bond	
HEARINGS \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	
Future Hearing Type: Date: O Y 18 Time: Q AM	
nterpreter: Yes Language Needed: Hearing(s) Vacated	
NTERIM CONDITIONS	
□Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions.	
EVENTS/ORDERS	
□[RP] Report to Probation. □[RCC] Report to Community Corrections.	
□[NINP] Notice of Intent to Not Prosecute	
□[ARC] Advisement of Rights Conducted □[QCSIC] Indigent Counsel Appointed at County Expense	
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested	
□[QCSDC] Order of Acceptance into Drug Court □[QCSRE] Order of Acceptance into Re-Entry Court	
□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry	
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bond of	
[RDHC] Request For Defendant to be Held in Custody	
\Box [DHC] Defendant to be Held in Custody. As to this Case. \Box No Bond. \Box Hold Until	
\Box [DHC] Defendant to be Held in Custody. \Box Probation \Box Community Corrections \Box Parole \Box 7 Day Hold \Box 15 Day Hold	
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed.	
□[PDPAGR] Pretrial Diversion Agreement Filed □[PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.	
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.	
□[MET] S / D Motion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied	
by Deputy Prosecutor Terry Raymond Curry; John Anthony Molloy; Terry Raymond Curry / State	

Version: 2014-1.0 Date: 06/13/2014

Filed: 6/5/2018 10:13 AM Myla A. Eldridge Clerk Marion County, Indiana

APPEARANCE FORM

STATE OF INDIANA

Cause Number : <u>49G14-1805-F6-014097</u>

Agency Case Number: <u>DP180044691</u>

Name of Defendant(s): WILLIE HEMPHILL

Transaction Control Number: 4910159619 State ID: 1390651

Case Type of Proceeding: A Level 6 Felony

Prosecuting Attorney Information:

Strike Division
Terry Curry, Attorney No. 3481-49
Marion County Prosecutor
251 East Ohio Street, Suite 160
Indianapolis, IN 46204
(317) 327-5336 TX (317) 327-6957 FAX

MCPO-EFSNotification@Indy.Gov

Related Cases?

Filed: 6/5/2018 3:59 PM Myla A. Eldridge IN THE MARION SUPERIOR CRIMINAL Clerk Marion County, Indiana

COUNTY OF MARION)
STATE OF INDIANA)
)
V.)
)
WILLIE HEMPHILL)

) SS:

STATE OF INDIANA

CAUSE NO. 49G14-1805-F6-014097

STATE'S NOTICE OF DISCOVERY COMPLIANCE

The State of Indiana hereby notifies the Court that it has complied with the rules of discovery in this cause as follows:

- A. All items of physical evidence referred to in the materials listed below may be used as exhibits at trial and can be viewed by contacting the deputy prosecutor below, and any persons named in said materials may be called as witnesses at trial.
- B. The Marion County Prosecutor's Office has an "open file" policy. The defense attorney of record may review the prosecutor's file by appointment during the pendency of this case. This review will include all appropriate discovery, excluding work product.
- C. Copies of the following have been forwarded to defense counsel, or made available for review:
- Charging Information, 2 page(s);
- Probable Cause Affidavit, 2 page(s);
- Police/Incident Report, DP180044691, 5 page(s);
- Adult Criminal History of Willie Hemphill, 8 page(s);
- BMV Report, 6 page(s);
- Field Arrest Report, 4 page(s);
- Division of Public Safety Communications Call Report Number #181210114, 2 page(s);
- Photographs are available to the Marion County Public Defender's Agency through the IMPD photo application Digital Traq and have been released to the viewing room for fourteen (14) days and 10 views. Photographs are available to private counsel by any of the following means: (1) to eliminate expense and in keeping with this office's open file policy, the photographs may be viewed by contacting the assigned Deputy Prosecutor; or (2) by supplying CD-Rs/DVDs to the assigned Deputy Prosecutor to be burned;

/s/Philip Rizzo by OP

PHILIP RIZZO 34170-49
Deputy Prosecuting Attorney

CERTIFICATE OF SERVICE

This is to certify that a copy of the State's Notice for the defendant (James McGinley) by:	ce of Discovery has been served upon the attorney
 way of personal service by placing said Motion in the Public Defection by electronic service pursuant to Indianal or by sending postage prepaid United St 	
	/s/Philip Rizzo by OP
Marian Carrett Dragger to de Office	PHILIP RIZZO 34170-49 Deputy Prosecuting Attorney

Marion County Prosecutor's Office 251 E. Ohio St., Ste. 160 Indianapolis, IN 46204 (317) 327-8550

STATE OF INDIANA) IN THE MARION SUPERIOR COURT							
COUNT OF MARION) CRIMINAL DIVISION, ROOM 14)							
) 49G14- 1611-F6-043092							
STATE OF INDIANA	49G14- 1706-F6-023639							
vs	49G14- 1709-F6-036104) 49G14- 1805-F6-014097							
Willie Hemphill))							
<u>PLEA AG</u> F	REEMENT							
Comes now the State of Indiana, by its Deputy Prosecuting Attorney, a following plea agreement.	and the Defendant, in person and by counsel, and hereby enters into the							
1. The Defendant will plead guilty to: 49G14- 1611-F6-043092	Count: 🔑 🐧 Crime: Poss. Of Marijuana BM							
49G14-	Count: Crime:							
49G14- 1805-F6-014097	Count: 1 Crime: Resisting Law Enforcement F6							
49G14- <u>1805-F6-014097</u>	Count: 2 Crime: Driving While Suspended AM							
	3092 Count 1 ; 49G14-1706-F6-023639;							
49G14-1709-F6-03 3. Count and Cause: 49G14-1611-F6-043092 Count 2	36104; 49G14-1805-F6-014097 Count 3							
124 Total Days 0 Suspended 124 Executed	 62 + 62 Credit Time 0 Probation							
 · 	62 + 62 Credit fillie 0 Probation							
Placement for Executed Time Shall Be: MCJ								
No AMS AMS Up Front AMS Upon Succes	ssful Completion of all terms AMS Open to Argument							
5. Count and Cause: 49G14-1805-F6-014097 Count 1								
がく Total Days /80 Suspended 365 Executed	0 + 0 Credit Time / 80 Probation							
Placement for Executed Time Shall Be: MCCC - HD								
X No AMS AMS Up Front AMS Upon Succes	ssful Completion of all terms AMS Open to Argument							
6. Count and Cause: 49G14-1805-F6-014097 Count 2 CONCULPER	IT TO YSGIY-1805-FU-014097 COUNT 1							
365 Total Days 0 Suspended 365 Executed	0 + 0 Credit Time 0 Probation							
Placement for Executed Time Shall Be: MCCC-HO								
No AMS AMS Up Front AMS Upon Succes	ssful Completion of all terms AMS Open to Argument							
7. Causes to be Served: Concurrently X	Consecutively							
// causes to be parved.	Consecutively							
NOTE: The Defendant understands and acknowledges that placement into depends on availability and that the defendant shall (or may) be held in comparison.								
prepared on overlapsing und that the defendant shall for many be need in e	asseas penantig availability.							
X All standard conditions of probation of MCCC, including wee	random drug testing							
X Substance Abuse Evaluation and Treatment	X \$200 Interdiction Fee							
Probation to Terminate upon successful completion	Probation to become non-reporting upon successful							
Court shall determine initial placement with Marion County 0	completion Community Corrections. MCCC may then place defendant in a program							
deemed appropriate.	, , , , , , , , , , , , , , , , , , , ,							
X Fines, costs, and applicable fees left to the discretion of the o	court.							
X Driver's Licesne Suspended for 365 days	Driver's Licesne Suspended for 365 days							
X Other Conditions and Terms:								
If Defendant violates MCCC-HD or Probation, Defendant agree	ees to served the remaining time in MCJ.							
If there are no violations while on MCCC-HD, Probation can be	pecome non-reporting							
R / / / / ////////////////////////////	7/ 1)/							
Dady Will Heuphil	4 16-25-2018							
Prosecuting Attorney Defendant	Defense Counsel Date							
	1 /							

STAT	TE OF INDIANA)	IN THE MARION SUPERIOR COURT	
cou	NT OF MARION)	CRIMINAL DIVISION, ROOM 14	
~- 4 -) 49G14-		
SIAI	re of Indiana) 49G14-) 49G14-		
vs) 49G14-		
Δma	inda Jones)		
		WAIVER OF RIGHTS		
Befo	re the Court may accept a GUILTY PLEA, you must be informed of certain	facts and RIGHTS that you	possess. You must READ this document carefully.	
1.	The State of Indiana has charged you with a Level 6 Felony or a Class A	Misdemeanor.		
2.	The maximum penalty for a Level 6 Felony is two and one half years in imprisonment. The Maximum penalty for a Class A misdemeanor is on days imprisonment.		· ·	
3	Notwithstanding paragraph two, if you have been charged with a Leve unless you have received such treatment on a prior, unrelated Class D the commission of this offense.			
4	If you are pleading guilty to more than one (1) offense, the Court may the other).	impose penalties concurre	ently (e.g., together) or consecutively (e.g., one after	
ò	If you were on probation, parole, were incarcerated, released on bond you committed this offense, your plea of guilty may have an adverse e you may receive for this offense must be consecutive to any sentence	ffect upon your probation	, parole, or incarceration status. Any sentence that	
6	The defendant affirms that if he/she is not a citizen in this case results in deportation, denial of re-entry, prohibition of citi			
7	If you have a prior history of juvenile or criminal offenses, you may rec			
3	You have the right to a continuance in which to hire an attorney and to proceed without an attorney, you will be giving up these rights.	o have your attorney prep	are your case and subpoena witnesses. If you choose	
9	You have the right to a public and speedy trial by jur examine witnesses against you, and the right to require that the State do not have to testify but in which you may testify if you wish. If you of the right to appeal any decision made by the Judge. By pleading guilty	of Indiana prove you guilt hoose to remain silent, yo	y beyond a reasonable doubt at a trial at which you our silence cannot be used against you, and you have	
10	Your guilty plea has been knowing and voluntary, and no promises, thr	eats, or force have been u	ised to make you plead guilty	
11	If the offense to which you are pleading guilty involves the operation of Motor Vehicles and will be placed on your driving record and may county			
12	If you and the State of Indiana have entered into a plea agreement on plea agreement and cannot alter the terms. Pursuant to Administrative right to exclude the pending plea agreement from Public Access. If the	e Rule 9(G)(6)(a) and I.C. 3	5-33-3-3, the Defendant and the State waive the	
13	You have been given the opportunity to read the Probable Cause Affidence constitute a factual basis for your plea.	avit and Information filed	in this case and the facts contained in it are true and	
14	You have a right, pursuant to the Sixth Amendment	to the United States Const	ritution and Article 1 Section 13 of the Indiana	
	Constitution, to have a jury determine, by proof beyond a reasonable of the Court to impose a sentence in excess of the statutory presumptive aggravating circumstance. You hereby WAIVE such rights and request aggravating and/or mitigating circumstances and impose sentence, af evidence and argument presented at the sentencing hearing.	doubt, the existence of an sentence and to have the that the Judge of this Cou	y fact or aggravating circumstance that would allow State of Indiana provide written notification of any rt make the determination of the existence of any	
	Willie Houghill	4	6-25-2018	
	Defendant Defleh:	se Counsel	Date	



Case Name			Case	Number	Co	Court		
State of Indiana v. WILLIE HEMPHILL			49G1	4-1805-F6-014097	Marion Superior Court, Criminal Division 14			
Judicial Officer Prosecut		Prosecuto	ecutor Def		Defe	fense Attorney		
Salinas, Jose D Terry		Terry Ray	erry Raymond Curry		Jam	James Michael Anthony McGinley		
Date of Offense	Date of Sent	encing		TCN Number			Gallery Number	
05/01/2018 06/25/2018			4910159619			000000683723		

The Defendant was charged with the following crimes, resulting in the following Dispositions under the above-referenced cause:

PART I	CHARGES						
COUNT	CRIME	GOC	STATUTORY CITATION	DISPOSITION			
I	35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense		35-44.1-3-1(a)(3)	Plea by Agreement			
II	9-24-19-2/MA: Driving While Suspended requires a knowing violation and a prior conviction of Sec. 1		9-24-19-2	Plea by Agreement			

As a result of the above convictions, the Court has sentenced the defendant as follows:

PART II	SENTENCE							
COUNT	SENTENCE	CONCURRENT	CONSECUTIVE	WITH (COUNT O	R CASE NUMBERS)			
I	0 Year(s) and 545 Day(s)	0 Year(s) and 180 Day(s)						
ll l	0 Year(s) and 365 Day(s)	0 Year(s) and 0 Day(s)	X	X	ct.1	49g141611f6043092		

COUNT	CONFINEMENT TYPE	CONFINEMENT COMMENTS
1	Community Corrections	
II	Community Corrections	

The Defendant is to serve this sentence at: Marion County Community Corrections

PART III	CREDIT TIME CALCULATION					
	ТҮРЕ	NUMBER OF ACTUAL DAYS CONFINED	CREDIT DAYS EARNED			
Incarcerat	tion (All Credit Days apply to Case Number 49G14-1805-F6-014097)	0; 0	0			

PARTIV	ART IV SENTENCING CONDITIONS							
CONDITION	DURATION	LOCATION	AMOUNT/COMMENT	EFFECTIVE	END			
Abstract: Recommended Degree of Security - No Recommendation				06/25/2018				
Community Corrections				06/25/2018				
Home Detention			365 days home detention , weekly drug testing	06/25/2018				
Probation			180 days probation, weekly drug testing	06/25/2018				
Abstract: Recommended Degree of Security - No				06/25/2018				

Revision Approved Date: 01/18/2018

Recommendation			
Community Corrections		06/25/2018	
Home Detention	365 days home	06/25/2018	
	detention, weekly drug		
	testing		

The Court is assessing Court Costs and Fees in the amount of \$0.00 and a Monetary Award (if applicable) in the amount of \$. The authority for this Order and the breakdown of the costs and fees are as follows and are found in Indiana Code, Sections 33-37-4-1, -4 and 33-37-5-19.

PART V		MON	IETARY OBI	LIGATIONS
Court Costs and Fees				
		Tot	\$0.0 tal: \$0.0	
Restitution				
		In the	Amount of	\$.
Awarded To:		Awarded Against:		Payable Through
				☐ Marion County Clerk ☐ Marion County Probation
Comments:				
D.DT.V//		400	TION 1. 051	
PART VI				NTENCING INFORMATION
Date to Report for Incarce 06/25/2018	for Incarceration Additional Comments and Orders ;			
/S Salinas, Jose D				6/25/2018
Salinas, Jose D, Judicial Officer				Date
Marion Superior Co				

Revision Approved Date: 01/18/2018

^{*}Original signature on file with the Court.

ORDER OF PROBATION - MARION SUPERIOR COURT 200 EAST WASHINGTON STREET, T641 Indianapolis, Indiana 46204 317-327-4252



Cause No: 49G14-1805-F6-014097 WILLIE HEMPHILL Probationer:

Convicted of: 35-44.1-3-1(a)(3)/F6: Resisting Law Enforcement def. uses a vehicle to commit the offense

9-24-19-2/MA: Driving While Suspended requires a knowing violation and a prior conviction of Sec. 1

Sentence Length: 545 Day(s); 365 Day(s) Suspended 180 Day(s); 0 Day(s) Credit 0; 0 Probation Length

Standard Conditions

You Shall:

- not commit any criminal offense after sentencing in this cause.
- immediately notify your Probation Officer of your receipt of a Summons alleging you committed a criminal act and within 48 hours of your release after a new arrest, report that new arrest to your Probation Officer.
- report to Probation as directed and communicate truthfully with the Probation Department.
- not leave the State of Indiana without permission; you shall waive extradition to the State of Indiana and agree to return when directed. Probationer's signature Date
- maintain a single, verifiable residence and notify your probation officer within 48 hours of any change of address.
- waive your right against search and seizure, and shall permit a Probation Officer, or any law enforcement officer acting on a Probation Officer's behalf, to search your person, residence, motor vehicle, or any location where your personal property may be found, to insure compliance with probation.
- not possess a firearm, destructive device, or other dangerous weapon or live in a residence where there are such items.
- not use illegal drugs or any controlled substance (without a valid prescription), and submit to drug screening as directed at your own expense.
- if required to participate in a substance abuse evaluation (MSCADS) and/or treatment, not consume alcohol and submit to alcohol screening as directed at your own expense.
- be employed full time, be actively seeking full-time employment, or perform community service, as directed.
- 11. not associate with anyone who is in violation of the law or a convicted felon without approval of your probation officer.
- 12. support your dependent children, including establishing paternity if not done previously and abide by court orders for support.
- 13. participate in programs as directed by the Probation Department.
- 14. pay all Court-ordered fines, costs, fees and restitution as directed. You may request a financial assessment from your probation officer to determine your ability to pay all fees imposed by the Court (see below), and any additional fees or costs required by law.
 - Probation Administrative Fee: Felony \$100.00//Misdemeanor up to \$50.00: Ordered \$: _ Initial Probation User Fee: Felony – between \$25.00 and \$100.00; Misdemeanor – between \$0.00 and \$50.00 Ordered \$:

Recommendation

- Monthly Probation Fee: Felony between \$15.00 and \$30.00 per month; Misdemeanor between \$10.00 and \$20.00 per month:

Ordered \$:

06/25/2019

Special Conditions

In addition to the monetary conditions, you must also pay the costs of any of the following Court-ordered programs as directed.

Abstract:		06/25/2018	
Recommended Degree			
of Security - No			
Recommendation			
Community		06/25/2018	
Corrections			
Home Detention	365 days home detention,	06/25/2018	
	weekly drug testing		
Probation	180 days probation, weekly	06/25/2018	
	drug testing		
Abstract:		06/25/2018	
Recommended Degree			
of Security - No			
Probation may terminate upon completion of all terms and payment of			

Corrections		00/25/2018
Home Detention	365 days home detention, weekly drug testing	06/25/2018
Restitution: to:		
☐ No Alcohol Consum	ption	
Restriction from Prei	nises:	
No Contact Order:		
Additional Orders/In	structions:	

☐ Probation may terminate upon completion of all terms and payment of all financial obligations.	
Probation may become non-reporting upon completion of all terms and payment of all financial obligations.	
Alternative Misdemeanor Sentencing (AMS) – Probationer <u>may petition for / will receive</u> AMS upon successful completion of Probation	n.
It is ordered that the Defendant herein strictly comply with the foregoing Order of Probation . If the Department finds that you have	vic

condition at any time during the probationary period, a petition to modify or revoke your probation may be filed before the earlier of the following: (A) One (1) year after the termination of probation. (B) Forty-five (45) days after the State receives notice of the violation. If the Court finds you have violated your probation, the Court may modify the conditions or may order execution of the suspended sentence. The issuance of a summons or a warrant tolls the period of probation until the final determination of the charge.

THE ABOVE	CONDITIONS A	AKE HEKEBY	ADJUDGED A	ND DECKEED E	SY ORDER OF:

THE ABOVE CONDITIONS ARE HEREBY ADJUDGED AND DECREED BY ORDER OF:					
S/ Salinas, Jose D	Marion Superior Court, Criminal Division 14		6/25/2018		
have read the above conditions and agree to comply with them:					
Probationer:	; Address:		Phone:		

Revision Approved Marion County Sentencing Order Date: 01/18/2018 Page 3 of 4

I have reviewed the above conditions with	he Probationer and provided instructions as required by law (IC 11-13-1-3):	
Probation Officer:	Date:	

Revision Approved Date: 01/18/2018

Marion County Sentencing Order Page **4** of **4**

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1805-F6-014097 Gallery Number: 000000683723 Hearing: Pretrial Conference 06/25/2018 1:30 PM **RESOURCES** Hearing Judge: ☐ Jose Salinas / COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR Court Reporter **RESULTS** ☐Commenced & Concluded ☐Continued ☐Vacated Defendant in Person by counsel James Michael Anthony McGinley / 🗆 **WARRANTS** □ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □ _____ ☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of ______ and/or ☐ Surety Bond of _____ ☐ Bench Warrant Recalled **WARRANT SURRENDERS** □ [OTCOB] Order to terminate Notice to Produce on Cash Bond □[OTSOP] Order to terminate Notice to Produce on Surety Bond □[OSR] Order to release surety □ [OCOS] Surety is continued □ **[OLS]** Late Surrender Fees Owed □[OFBO] Order to Forfeit Bond **HEARINGS** Future Hearing Type: ___ ____

8/1/2018 Hearing(s) Vacated Interpreter: ☐Yes Language Needed: **INTERIM CONDITIONS** □ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. **EVENTS/ORDERS** \square [RP] Report to Probation. \square [RCC] Report to Community Corrections. □[NINP] Notice of Intent to Not Prosecute □ [ARC] Advisement of Rights Conducted □ [QCSIC] Indigent Counsel Appointed at County Expense □ [QCSINT] Interpreter Services Used □ [QCSDP] Death Penalty Requested □ [QCSLWOP] Life Without Parole Requested □ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court □ [RWJ] Request to Waive Jury □ [AJAJTD] Jury Trial Demand filed □ [ADMBRE] Bail Review Entry □[ARJBOND] Court Sets Bond. □10% □Cash Bond of _____ and/or □Surety Bond of _____ ☐ [RDHC] Request For Defendant to be Held in Custody □[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until ___ □ [DHC] Defendant to be Held in Custody. □ Probation □ Community Corrections □ Parole □ 7 Day Hold □ 15 Day Hold □[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed. □ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction. √ [MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. ↓ fomPPA] Granted. □ [ODMPPA] Denied. □[MET] S / D Motion for Early Trial Filed □[OGMET] Granted □[ODMET] Denied

MTD] S / D	Motion To Dismiss. Count(s) 🖂 🖂 [OGMTD] Granted 🗆 [ODMTD] Denied					
/	□[MLA] S / D Motion for Leave to Amend. Charge(s). □[OGMLA] Granted □[ODMLA] Denied					
□[MT] S / D M	otion to Terminate □ [OGMT] Granted. □[ODMT] Denied.					
□[MARB]S/D	Motion for Alteration/Revocation of Bail Bond Filed 🗆 [OGMARB] Granted. 🗆 [ODMARB] Denied.					
□[MCRH]S/D	Motion for Compliance/ Hearing Review Filed . [OGMCRH] Granted. [ODMCRH] Denied.					
□[JAD] Taken (Jnder Advisement					
□[ORCOA] Ord	ler to Release from Custody to be Held for Other Agency. Community Corrections /					
	on Satisfaction of Bond, Defendant Held for Other Agency. Community Corrections /					
□[ORC] Defend	dant WILLIE HEMPHILL released as to this case only					
□[ARJTRNO] T	ransport Order Entered					
□[ADMCON] C	ontempt					
□[ADM] Defen	dant Removed from Interim Pre-trial Release Conditions.					
□[BMVSUSP] (Court Requests Suspension of Driver. [BMVSUSPOWI] Court Requests Suspension of Driver for OWI.					
□ Driver's Licen	se Suspension. PC Suspension Date: BAC Refused: Y / N. BAC Result: Drugs Involved: Y / N.					
□[BMVPCFSUS	P] Failed with Immediate Suspension. [[BMVPCRSUSP] Refused with Immediate Suspension.					
□[BMVPCFSBN	(IV) Failed with Suspend Upon Notice from BMV. [BMVPCRSBMV] Refused with Suspend Upon Notice from BMV.					
	Failed with Court Ordered Ignition Interlock. \square [BMVPCRINT] Refused with Court Ordered Ignition Interlock.					
□[BMVSR16DE	F] Delete a Probable Cause Failure. [BMVSR16DER] Delete a Probable Cause Refusal.					
□[BMVTERM]	Order to Terminate Refusal of Probable Cause Sent to BMV.					
□[BMVSR16PR	O] Probationary Driving Privileges Data Sent to BMV.					
<u>JUDGMENT</u>						
Count 1	Finding of Guilty					
Count 2	Finding of Guilty					
Count 3	☐ Finding of Guilty ☐ Finding of Not Guilty ☐ Dismissed ☐					
<u>SENTENCE</u>						
□[INCON] CON	IFINEMENT					
Sentence Type:	□Sentenced □Remanded □Reversed & Remanded Actual Days Confined Prior to Sentencing:					
Count 1	☐ TermYears 545 Days Type: ☐ Jail ☐ Concurrent					
Count 1	☐ SuspendedYears 180 Days ☐ DOC ☐ Consecutive					
	☐ Life ☐ Community Corrections with Count/Case: ☐ Death ☐ Community Corrections ☐ Community ☐ Community ☐ Community ☐ Community ☐ Community ☐ Community ☐ Corrections ☐ Community ☐ Commu					
Comment: 30	of Home Detention; 180 prob; weekly testing (spet)					
Count 2	☐ TermYears 365 Days Type: ☐ Jail ☐ Concurrent					
	☐ SuspendedYears O Days ☐ DOC ☐ Consecutive ☐ Consecutive ☐ Life ☐ Community Corrections With Count/Case:					
	□ Death					
Comment:	☐ TermYearsDays Type: ☐ Jail ☐ Concurrent					
Count 5	☐ SuspendedYears Days ☐ DOC ☐ Consecutive					
	☐ Life ☐ Community Corrections with Count/Case:					
Comment:	Death areb 180 days westly festing					
□[FEE] FEES						
☐ Add Standard	l Fees □Add Custom Fees					

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1805-F6-014097 Gallery Number: 000000683723

Hearing: Pretrial Conference 06/04/2018 9:00 AM

RESOURCES
Hearing Judge: ☐ Ponnie -M Huerta / ☐ COM / ☐ MAG / ☐ TJ / ☐ PT / ☐ SR
Court Reporter: Ky
<u>RESULTS</u>
Commenced & Concluded
State by Deputy Prosecutor Terry Raymond Curry; John Anthony Molloy / 🗆 Townsend
Defendant in Person D by counsel James Michael Anthony McGinley /
WARRANTS
□[ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □
☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of
☐Bench Warrant Recalled
WARRANT SURRENDERS
□[OTCOB] Order to terminate Notice to Produce on Cash Bond □[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OTSOP] Order to terminate Notice to Produce on Surety Bond
□[OSR] Order to release surety
□[OCOS] Surety is continued 8 · 13 · 1
□[OLS] Late Surrender Fees Owed
□[OFBO] Order to Forfeit Bond 14FT 8.1.18 1:00pm
<u>HEARINGS</u>
Cope Cope
Interpreter: Yes Language Needed: Hearing(s) Vacated
INTERIM CONDITIONS
INTERIM CONDITIONS □ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. EVENTS/ORDERS □ [RP] Report to Probation. □ [RCC] Report to Community Corrections. □ [NINP] Notice of Intent to Not Prosecute
EVENTS/ORDERS
□[RP] Report to Probation. □[RCC] Report to Community Corrections.
□[NINP] Notice of Intent to Not Prosecute
□[ARC] Advisement of Rights Conducted □[QCSIC] Indigent Counsel Appointed at County Expense
□[QCSINT] Interpreter Services Used □[QCSDP] Death Penalty Requested □[QCSLWOP] Life Without Parole Requested
□ [QCSDC] Order of Acceptance into Drug Court □ [QCSRE] Order of Acceptance into Re-Entry Court
□[RWJ] Request to Waive Jury □[AJAJTD] Jury Trial Demand filed □[ADMBRE] Bail Review Entry
□[ARJBOND] Court Sets Bond. □10% □Cash Bond of and/or □Surety Bond of
□[RDHC] Request For Defendant to be Held in Custody
□[DHC] Defendant to be Held in Custody. As to this Case. □ No Bond. □Hold Until
\square [DHC] Defendant to be Held in Custody. \square Probation \square Community Corrections \square Parole \square 7 Day Hold \square 15 Day Hold
□[OPIR] Order for Presentence Investigation Report □[ADMPIR] PSI Report Filed.
□ [PDPAGR] Pretrial Diversion Agreement Filed □ [PAF] Plea Agreement Filed □ [ARJJRJ] Judge Recuses Jurisdiction.
□[MPPA] S / D Motion to Enter Plea Pursuant to Plea Agreement. □[OGMPPA] Granted. □[ODMPPA] Denied.
□[MET] S / D Motion for Early Trial Filed. □[OGMET] Granted. □[ODMET] Denied

PROBATION DEPARTMENT MARION SUPERIOR COURT, ADULT SERVICES DIVISION

DATE: February 7, 2019

TO: The Honorable Jose D. Salinas

FROM: Shellie R Wagner

RE: Willie J. Hemphill Gallery No: 683723

49G14-1805-F6-014097

Mr. Willie Hemphill was sentenced to 180 days Probation on 6/25/18. Per Mr. Hemphill's Plea Agreement, Mr. Hemphill's Probation may be Non-Reporting upon successful completion of his executed time on Marion County Community Corrections with no violations. Mr. Hemphill began his term of supervision on 12/24/18 and had no violations while on Marion County Community Corrections.

Mr. Hemphill's Plea Agreement also indicates that Mr. Hemphill is to receive a substance abuse evaluation and treatment. However, Mr. Hemphill's Conditions of Probation and Sentencing Agreement do not indicate that he is to receive an evaluation or is to complete treatment. Mr. Hemphill is questioning this condition.

Probation is requesting clarification at this time. Is Mr. Hemphill required to receive a substance abuse evaluation and to follow all recommendations for treatment as a condition of is Probation? Thank you.

Respectfully Submitted,

Shellie R Wagner Probation Officer

oshua Bales, Supervisor

STAT	TE OF INDIANA))SS:	IN THE MARION COUNTY SUPERIOR COURT CRIMINAL DIVISION, ROOM E-439
COU	NTY OF MARION)	CAUSE NO. 49G14-1805-F6-014097
STAT	TE OF INDIANA)
	v.))
WILI	LIE J. HEMPHILL))
	ORDER	ON M	MEMORANDUM OF PROBATION
The C	ourt having reviewed th	e Memor	randum filed by Probation now ORDERS:
	Memorandum is APPR	OVED.	
	Memorandum is DENI	ED.	
√	Other: the substa		use evaluation was part of the plea that the def agrred to ne.
			ent and a hearing is now set
			tioner as to this hearing.
So OF	Februa RDERED	ary 1	1, 2019 Be O. Salina , Judge Marion Superior Court Criminal Division Room

Form Administrative Rule 9-G1

STATE OF INDIANA IN THE SUPERIOR COURT, COUNTY OF MARION

STATE OF INDIANA)	
)	
)	Case No: 49G14-1805-F6-014097
vs.)	
)	
Willie J. Hemphill)	

Administrative rule 9(G)(5) Notice of Exclusion Of Confidential Information from Public Access (FILED WITH TRIAL COURT CLERK)

Contemporaneous with the filing of this notice, _ Non-Reporting has filed confidential information on green paper in accordance with Administrative Rule 9(G)(6). Pursuant to Administrative Rule 9(G)(5), _ Non-Reporting, provides this notice that the confidential information contained on that green paper is to remain excluded from public access in accordance with the authority listed below:

Name or description of document filed on green paper,
Violation of Probation

Administrative Rule 9(G) grounds upon which exclusion is authorized.

[List 9(G) grounds here.]

42 CFR Part 2

[NOTE: If 9(G)(2)(a), 9(G)(2)(b) or 9(G)(3)(b) provides the basis for exclusion, you must also list the specific law, statute, or rule declaring the information confidential.]

Respectfully submitted,

ulie 🕅 Evans

CERTIFICATE OF SERVICE

	ertify that on this on the following by	day of	, 20	, the foregoing was
[lis	st names and addresses	of counsel of record	1]	
			Signature	

Filed: 5/21/2019 12:22 PM Clerk Marion County, Indiana

MARION COUNTY SUPERIOR COURT, CRIMINAL DIVISION NOTICE OF PROBATION VIOLATION

TO: The Honorable Judge Jose D. Salina	is RE: Willie J.	Hemphill	
Cause No: 49G14-1805-F6-014097	Gallery No:	683723	
Convicted of: 35-48-4-10(a)(1)/F5: Dealin	g in Marijuana Def. has	a prior convic	tion for drug dealing and amount i
Suspended Sentence: 180 day(s)	Probation Start Date:	12/24/2018	Scheduled Discharge: 6/21/2019
Total Monetary Obligation: \$415.00	Paid: \$0.00	☐ Indigent	
ALLEGATIONS:			
Willie Hemphill:			
failed to make a good faith effort toward.	rds his financial obligatio	on.	
ADDITIONAL INFORMATION:			
This is the first Violation of Probation filed	I under this cause numb	er.	
Mr. Hemphill was placed on non-reporting	g Probation on 12/24/18		
Mr. Hemphill has submitted one drug scre	een on 2/6/19 that was p	ositive for TH	C.
Mr. Hemphill was assessed \$415.00 in C obligation. Mr. Hemphill reported being u		oligation. He h	as made no payments towards this
NOTICE IS HEREBY GIVEN THE PROBATIONER PROBATION DEPARTMENT MAY RECOMMEND SUSPENDED SENTENCE BE IMPOSED BY THE	THAT YOUR PROBATION E		
	PETITION FOR COL	JRT ACTION	
\square Warrant is requested $\; oxtimes$ Order to A	ppear is requested	No hearing	scheduled at this time
As of today's date, the defendant is	s in custody 🔲 O	ther	
I HEREBY AFFIRM UNDER THE PENALTIES FOF KNOWLEDGE AND BELIEF.	R PERJURY, THAT THE FOR	EGOING ALLEGA	ATIONS ARE TRUE TO THE BEST OF MY
Date: May 21, 2019 Officer: _	Julie R Evans	Revie	wed by: Shellie R Wagner
Probationer's last known address: 1326 Indiar	South Lynhurst Drive Ap napolis, IN 46241-3550	partment 18	
5/21/2019		Yn.	L. a. Eldrites
DATE:		- 119	Clerk of the Court
			C.C., C. HIO COUIT

STATE OF INDIANA))SS:	CRIMINAL DIVISION, ROOM E-439
COUNTY OF MARION)	CAUSE NO. 49G14-1805-F6-014097
STATE OF INDIANA v.) FILED) May 22, 2019 Myla A Eldridge)
WILLIE J. HEMPHILL		CLERK OF THE COURT MARION COUNTY BG
ORDI	ER ON	VIOLATION OF PROBATION
A warrant for the defenstatute IC 35-33-2-4, a expire.	dant's a warrant	on of Probation now ORDERS: rrest shall be issued. This is a re-arrest warrant and pursuant to of arrest for a felony and a re-arrest warrant for any offense do not
The defendant shall be	remande	ed under this cause number.
A summons ordered the hearing date set on Failure to appear may re-	e defend 6/21/19 esult in a	ant to appear before this Court to address the allegations, with a AT 830 AM a warrant being issued.
Court notes that a heari	ng has a	lready been set on
Court notes that a warr		rrently active on this case for: Community Corrections Violation.
Court takes no action a	s to this	violation filing.
May 22, 201	9	Marion Superior Court Criminal Division Room

Courtroom Minutes - Criminal Post Trial/Violation Hearing

State of Indiana v. WILLIE HEMPHILL Case Number: 49G14-1805-F6-014097 Gallery Number: Hearing: Hearing on Violation of Probation 06/21/2019 9:00 AM Dear Sudation State only serve state only serve fines fines fines fines fines fines fines fines for the serve fines fines fines fines from the serve fines fines from the serve fines from the serve from RESOURCES Hearing Judge: □Jose D Salinas / □ COM / □ MAG / □ TJ / □PT / □ SR J · CN PIS+ Court Reporter: **RESULTS** ☐ Commenced & Concluded ☐ Continued ☐ Vacated State by Deputy Prosecutor Terry Raymond Curry / 🗆 <u>Echevenia</u> ☑Defendant in Person ☐ by counsel James Michael Anthony McGinley / ☐ ☐ Probation by___ WARRANTS □ [ADMFTA] Failure to Appear. □ Defendant WILLIE HEMPHILL / □ □[NOCPD] Notice of Order to Produce Defendant on Cash Bond □[NOSPD] Notice of Order to Produce Defendant on Surety Bond □ [NOSBF] Notice of Judgment of Bond Forfeiture ☐ [OTCOB] Order to terminate Notice to Produce on Cash Bond □[OTSOP] Order to terminate Notice to Produce on Surety Bond ☐ Bench Warrant issued ☐ Hold without bail or Bond / ☐ 10% ☐ Cash Bond of and/or ☐ Surety Bond of ☐ Bench Warrant Recalled **HEARINGS** Future Hearing Type: □6/21/2019 Hearing(s) Vacate¢ Interpreter: ☐Yes Language Needed: **INTERIM CONDITIONS** □ Interim Conditions Set/Modified. See Order of Interim Pre-Trial Release Conditions. **EVENTS** ☐ [ADMIPDS] information Probation Discharge Sheet Filed □[VF] Violation Filed □ Probation □ Community Corrections □ □ [NVP] Notice of Violation of Probation □ [OTP] Order of Transferring Probation \square [PREV] Petition to Revoke Filed \square Probation \square Community Corrections \square □[OGPR] Order Granting Petition to Revoke Probation □[ODPR] Order Denying Petition to Revoke Probation. □[MMODPR] Motion to Modify Probation Filed □[OPMOD] Order of Probation Modification □[MEPP] Motion to Extend Probation Period Filed □[ODP] Order of Discharge of Probation □Successful □Unsuccessful □ [OGMCJC] Order Granting Motion to Convert Judgment of Conviction □ **[ODMCJC]** Order Denying Motion to Convert Judgment of Conviction □[OGMMODPL] Order Granting Motion to Modify Placement □[OMMODPL] Order Denying Motion to Modify Placement □ [OGCTPE] Order Granting Placement in Community Transition Program □ [ODCTPE] Order Denying Placement in Community Transition Program □[OGMRSS] Order Granting MTN to Revoke Suspended Sentence □[ODMRSS] Order Denying MTN to Revoke Suspended Sentence □[ODMSAJ] Order Denying Motion to Set Aside/Vacate Judgment □[OGMSAJ] Order Granting Motion to Set Aside/Vacate Judgment \square [ODPCR] Order Denying Petition for Post- Conviction Relief \square [OGPCR] Order Granting Petition for Post- Conviction Relief.

		of Appeals [ORCA] Order Recei	ved from the Cou	rt of Appeals
	pinion-Memorandum Receiv	ed from the Court Of Appeals		
□[JUDGA] Judg	ment Affirmed by Court of A	ppeals/Indiana Supreme Court		
□[SENA] Sente	nce Affirmed by Court of App	éals/ Indiana Supreme Court		
□[ARJBOND]	Court Sets Bond. □10% □Ca	sh Bond of and	d/or □Surety Bor	nd of
	lant WILLIE HEMPHILLrelease			
*			ommunitv Correct	tions / 🗆
	\$.			ctions / \square
□[ORC] Order	to Release from Custody. 🗆	Defendant WILLIE HEMPHILL/ 🗆		as to this case only.
□[ARJTRNO] T	ransport Order Entered			
JUDGMENT			 	•
Count 1	☐ Finding of Guilty	☐ Finding of Not Guilty	☐ Dismissed	· 🗆
Count 2	☐ Finding of Guilty	☐ Finding of Not Guilty	☐ Dismissed	· 🗆
Count 3	\square Finding of Guilty	☐ Finding of Not Guilty	☐ Dismissed	
SENTENCE				
□[INCON] CON	FINEMENT			
Sentence Type:	☐Sentenced ☐Remanded	☐Reversed & Remanded Actor	ual Days Confined	Prior to Sentencing:
Count 1		Days Type: Jail		Concurrent
	☐ SuspendedYears _ ☐ Life	Days		☐ Consecutive with Count/Case:
	□ Death		y corrections	with county case.
Comment:	· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·		
Count 2		Days Type: 🗆 Jail		Concurrent
•	☐ SuspendedYears _ ☐ Life	Days □ DOC □ Communit		☐ Consecutive with Count/Case:
: 2	□ Death	E commune	y corrections	
Comment:	- <u>-</u> -			
Count 3	☐ TermYears _	Days Type: 🗌 Jail		Concurrent
1	☐ SuspendedYears _☐ Life	Days	_	☐ Consecutive with Count/Case:
1 - 1	☐ Death <		,	
Comment:			·	
□[FEE] FEES			***	
	Fees □Add Custom Fees			
□[ACOND] CON	NDITIONS			
□[ACRF] Abstra	act: Credit Restricted Felon.	\square [ADOC] Abstract: Currently Ser	rving a Sentence U	Jnder DOC Custody.
□[AMHC] Absti	act: Mental Health Concerns	s. □[API] Abstract: Purposeful Ir	ncarceration.	
□[AMAX] Abstr	ract: Recommended Degree	of Security – Maximum. 🏻 [AMEI	D] Abstract: Reco	mmended Degree of Security – Medium.
□[AMIM] Abstr	act: Recommended Degree	of Security – Minimum.		
□[ANR] Abstrac	ct: Recommended Degree of	Security – No Recommendation.	-	•
□[ANA] Abstrac	ct: Recommended Degree of	Security – Not Applicable.		
□[RP] Report to	Probation. □[RCC] Report t	o Community Corrections.		

Version: 2014-1.1 Date: 06/02/2014





Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE J HEMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 510
 Weight:
 190

 Hair Length:
 Hair Color:
 BLACK

 Complexion:
 Eye Color:
 BROWN

Inmate Information

 Booking #:
 1820645
 Race:
 Black

 Permanent ID #:
 000000683723
 Ethnicity:
 NON-HISPANIC

 State ID:
 Marital Status:

 Police/County ID:
 Citizen:
 UNITED STATES

 FBI #:
 Country of Birth:
 UNITED STATES

FBI #: ICE #:

Incarceration Information

 Current Housing Section:
 Current Location:
 CCA

 Current Housing Block:
 County:

Current Housing Cell:Commitment Date:05/24/2018Current Housing Bed:Release Date:06/05/2018 00:57

Please Note: Projected Release Date is subject to change.

Alias Information

There are no aliases for this inmate.

Detainer Information

There is no detainer information for this inmate.

Bond Information

49G14-1611-Case #: Amount: Percent: Additional: Total: F6-043092 **Bond Type:** Status: Posted By: Post Date: 49G14-1709-Case #: Percent: Additional: Total: Amount: F6-036104 **Bond Type:** Status: Posted By: Post Date: 49G14-1805-Case #: Amount: Percent: Additional: Total: F6-014097 **Bond Type:** Status: Posted By: Post Date: 49G14-1706-Case #: Amount: Percent: Additional: Total: F6-023639 **Bond Type:** Status: Posted By: Post Date:

Grand Total: \$0.00

Charge Information

Case #	Offense Date	Code	Description	Grade	Degree
49G14-1611-F6-043092	05/24/2018	35-48-4-10(a)(2)	Dealing in Marijuana	6	F
49G14-1611-F6-043092	05/24/2018	35-48-4-11(a)(1)	Possession of Marijuana	Α	M
49G14-1706-F6-023639	05/24/2018	35-48-4-10(a)(2)	Dealing in Marijuana	6	F
49G14-1706-F6-023639	05/24/2018	35-48-4-11(a)(1)	Possession of Marijuana	Α	M
49G14-1709-F6-036104	05/24/2018	35-48-4-10(a)(1)	Dealing in Marijuana	6	F
49G14-1709-F6-036104	05/24/2018	35-48-4-11(a)(1)	Possession of Marijuana	Α	M
49G14-1805-F6-014097	05/24/2018	35-44.1-3-1(a)(3)	Resisting Law Enforcement	6	F
49G14-1805-F6-014097	05/24/2018	35-48-4-11(a)(1)	Possession of Marijuana	Α	M
49G14-1805-F6-014097	05/24/2018	9-24-19-2	Driving While Suspended	Α	M

Hearing Information

There is no hearing information for this inmate.

http://inmateinfo.indy.gov/IML

6/8/2019 Inmate Lookup Tool





Inmate Database Search

Inmate Database Search Results

Inmate Information

To return to the Search Results page, click on the Inmate Database Search Results tab, or to revise your search, click on the Inmate Database Search tab.

Name: WILLIE J HEMPHILL

 Sex:
 M
 DOB:
 09/10/1971

 Height:
 507
 Weight:
 175

 Hair Length:
 Hair Color:
 BLACK

 Complexion:
 Eye Color:
 BROWN

Inmate Information

Booking #: 1848928 Black Race: Not Hispanic or Latino Permanent ID #: 000000683723 Ethnicity: State ID: Marital Status: **UNITED STATES** Police/County ID: Citizen: FBI#: **UNITED STATES** Country of Birth:

ICE #:

Incarceration Information

 Current Housing Section:
 Current Location:
 CCA

 Current Housing Block:
 County:

 Current Housing Cell:
 Commitment Date:
 12/28/2018

 Current Housing Bed:
 Release Date:
 12/30/2018 00:01

Please Note: Projected Release Date is subject to change.

Alias Information

There are no aliases for this inmate.

Detainer Information

There is no detainer information for this inmate.

Bond Information

There is no Bond Information for this Inmate.

Charge Information

There is no charge information for this inmate.

Hearing Information

There is no hearing information for this inmate.

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inmateinfo.indy.gov/IML 1/1



GRANT COUNTY GRANT COUNTY SHERIFF Case Report

Case #: 2018-043359 Date: 12/30/2018 Time: 02:38

Event: Status: CASE CLOSED Disposition: ADULT ARREST

Code: 8150 Description WARRANT SERVICE

Case Officer: 1006 - BBARCOMB Case Supervisor: 455 - MSNEED

Condition: APPROVED

Location:

Address: 401, S ADAMS ST, MARION, IN, 46952

Additional Info: JAIL

Time:

Occurred From: 12/30/2018 02:38 To: 12/30/2018 02:38 Reported: 12/30/2018 02:38

Closing Information:

Disposition: ADULT ARREST Response: ARREST REPORT Status: ARREST

ADULT False Alarm: NA Date/Time: 12/30/2018 02:51 Closed Status: POLICE REPORT

Remarks: 11

12/30/2018 02:38 Badge/Name: 325/jsharp

SUBJ BROUGHT IN FROM MARION CO ON OUR WARRANT

12/30/2018 03:07 Badge/Name: 1006/BBARCOMB

On 12/30/2018 at approximately 0238 hrs I, Sgt Barcomb, was dispatched to the Grant County Jail to read Willie Hemphill a warrant (27D02-0404-JP-325) for Contempt of Court with a \$2500 cash bond. I located Mr. Hemphill in 1C where I arrested him and read him his warrant. Mr. Hemphill was left in the custody of the Jail Staff.

ARRESTED:

Name: HEMPHILL, WILLIE J

Address: 501, W MAIN ST, PLAINFIELD, IN, 46168

Individual Booking Report

Race: B

InmateID: 18238

BookingID 114258

Inmate: HEMPHILL, WILLIE J

DOB: 9/10/1971

Sex: M

POB: WINONA

SSN:

Country of Birth US

Resident Status

City of Birth:

State of Birth: MS

Booking Officer: DEAN, 1080

BookingDate 12/30/2018 06:29

Date Released 12/31/2018 10:47

ReleaseAuthority: Time Served

Hold Y/N No

Hold:

ArrestDate 12/30/2018 1:46:00 PM

BookingNotes 2 screws in left knee, screw in left hip, rod runs from knee to hip.

Date Entered

Charge

Cause Number

Court Bond Amount Bond Type

Disposition

12/30/2018 6:42:36 AM

Attachment Civil

27D02-0404-JP-325

\$2,500.00 S2

Cash

Court date/time:

ChargeType CIV

Charge Status:

StartSentenceDate:

Days Served:

Supplemental Comment

Name: (Grant County Interface) Address:

HEMPHILL, WILLIE J (M, B, 09/10/1971) STATE CHECK

2716 E WASHINGTON, **INDIANAPOLIS IN 46201** Phone:

3176382862

Sex: M Race: B Height: 5' 10"" Weight: 200 lbs Hair

Color: BK Eye Color

Left: BR Right: Glasses/Contacts: 0 Marital Status: S

DL: 0880-73-9019 ID IN SSN:

Cautions: 00

	oddiono. o o	
Booking History	Booking Date/Time:	
BOOKED 18238 009	2016-07-21 17:08:00	9-30-5-2 A ~ OPERATING WHILE INTOXICATED (C MISD)
BOOKED 18238 008	2015-10-04 13:10:00	9-30-5-2 A ~ OPERATING WHILE INTOXICATED (C MISD)
BOOKED 18238 007	2009-08-28 22:12:00	1824 ~ POSSESSION MARIJUANA U/30 GRMS
	2009-08-28 22:12:00	35-43-4-2 ~ THEFT (D FEL)
BOOKED 18238 006	2008-08-21	35-44-3-3 ~ RESISTING LAW ENFORCEMENT
	03:50:00 2008-08-21	(A MISD) 35-48-4-11A ~ POSSESSION OF MARIJUANA
	03:50:00 2008-08-21	OR HASHISH (A MISD) 35-50-2-2 ~ VIOLATION OF PROBATION
BOOKED 18238 005	03:50:00 2007-12-09	(FEL) 0512 ~ RESIDENTIAL ENTRY
	08:47:00 2007-12-09	0440 ~ BATTERY RESULTING IN INJURY
	08:47:00 2007-12-09	1400 ~ CRIMINAL MISCHIEF
	08:47:00 2007-12-09	2612 ~ PROBATION VIOLATION
<u></u>	08:47:00	
	2007-12-09 08:47:00	3046 ~ AOW/PROB VIOL
BOOKED 18238 004	2007-09-28 12:45:00	2804 ~ ATTACHMENTS
BOOKED 18238 003	2007-03-17 01:55:00	1806 ~ POSS. OF PARAIHERNALIA
03	2007-03-17 01:55:00	2300 ~ PUBLIC INTOXICATION
BOOKED 18238 002	2004-06-08 16:23:00	2676 ~ CRIMINAL CONFINEMENT
	2004-06-08 16:23:00	2676 ~ CRIMINAL CONFINEMENT
	2004-06-08 16:23:00	2605 ~ INTIMIDATION
	2004-06-08 16:23:00	2696 ~ INTERFERING W/REPORTING CRIME
BOOKED 18238 001	2003-07-04 19:45:00	3008 ~ AOW/BATTERY
	2003-07-04 19:45:00	2820 ~ INVASION OF PRIVACY B MISD
<u></u>	2003-07-04	3069 ~ AOW/PET FOR REV OF PROBATION

	2002-04-17 19:30:00	2630 ~ WANTED PERSON
<u></u>	2002-04-17 19:30:00	1824 ~ POSSESSION MARIJUANA U/30 GRMS
BOOKED 18238 000	2002-04-17 19:30:00	3008 ~ AOW/BATTERY
	2003-07-04 19:45:00	2605 ~ INTIMIDATION
	19:45:00 2003-07-04 19:45:00	2696 ~ INTERFERING W/REPORTING CRIME

Document obtained by APM Reports from the Grant County Sheriff's Department in Marion, IN.

Criminal History for HEMPHILL, WILLIE J - 18238

Booked	Released	O-Code	OffenseDesc	Sentenced To	Released To	Cause Number
12/30/2018 06:29	12/31/2018 10:47	34-47-4-2	Attachment_Civil		SELF	27D02-0404-JP-325
7/21/2016 17:08	7/22/2016 15:11	9-30-5-2 A	OPERATING WHILE INTOXICATED (C MISD)	SENT TO 6 DAYS W/ CREDIT FOR 3 #1113	self	27D03-1510-CM-237
10/4/2015 13:10	10/6/2015 15:19	9-30-5-2 A	OPERATING WHILE INTOXICATED (C MISD)	RLSD PER COURT TRIAL 11/9/2015 10/6/2015 #462	SELF	27D03-1510-CM-237
8/28/2009 22:12	10/28/2009 03:30	35-43-4-2	THEFT (D FEL)	1 1/2 yrs	DOC	27D02-0909-FD-108
8/28/2009 22:12	10/28/2009 03:30	1824	POSSESSION MARIJUANA U/30 GRMS	1 1/2 yrs	DOC	27D02-0909-FD-108
8/21/2008 03:50	12/15/2008 14:35	35-50-2-2	VIOLATION OF PROBATION (FEL)	Dismissed per court	SELF	27D020406FB69
8/21/2008 03:50	12/15/2008 14:35	35-48-4-11A	POSSESSION OF MARIJUANA OR HASHISH (A MISD)	Time Served	SELF	27D02-0811-CM-179
8/21/2008 03:50	12/15/2008 14:35	35-44-3-3	RESISTING LAW ENFORCEMENT (A MISD)	Time Served	SELF	27D02-0811-CM-179
12/9/2007 08:47	5/20/2008 00:33	3046	AOW/PROB VIOL	360 DAYS	SELF	27D02-0406-FB-69
12/9/2007 08:47	5/20/2008 00:33	2612	PROBATION VIOLATION	150 DYS CONSECTIVE	SELF	27H020703CM0294
12/9/2007 08:47	5/20/2008 00:33	1400	CRIMINAL MISCHIEF	180	SELF	27D0207FD193
12/9/2007 08:47	5/20/2008 00:33	0440	BATTERY RESULTING IN INJURY	180 DAYS	SELF	27D0207FD193
12/9/2007 08:47	5/20/2008 00:33	0512	RESIDENTIAL ENTRY	180 DAYS	SELF	27D0207FD193
9/28/2007 12:45	10/12/2007 00:48	2804	ATTACHMENTS	SEVRE 15 STRAIGHT DAYS 462		D20404JP325
3/17/2007 01:55	3/31/2007 00:33	2300	PUBLIC INTOXICATION	180 DYS SUSP 150 DYS		H20703CM0295

Friday, May 31, 2019 Page 1 of 2

Booked	Released	O-Code	OffenseDesc	Sentenced To Released To	Cause Number
3/17/2007 01:55	3/31/2007 00:33	1806	POSS. OF PARAIHERNALIA	180 DYS SUSP 150 DYS CONCURRENT	H20703CM0294
6/8/2004 16:23	9/28/2005 00:42	2696	INTERFERING W/REPORTING CRIME		27D20406FB69
6/8/2004 16:23	9/28/2005 00:42	2605	INTIMIDATION		27D20406FB69
6/8/2004 16:23	9/28/2005 00:42	2676	CRIMINAL CONFINEMENT		27D20406FB69
6/8/2004 16:23	9/28/2005 00:42	2676	CRIMINAL CONFINEMENT		27D20406FB69
7/4/2003 19:45	2/18/2004 08:00	2605	INTIMIDATION	INVATION OF PRIV DIS / GUILTY ON ALL OTHER CHARGES	00212CM1422A
7/4/2003 19:45	2/18/2004 08:00	2696	INTERFERING W/REPORTING CRIME	INVATION OF PRIVACY DISM/ GUILTY ON OTHER CHARGES	000212CM1422
7/4/2003 19:45	2/18/2004 08:00	3069	AOW/PET FOR REV OF PROBATION	INVASON OF PRIVACY DISM / GUILTY ON ALL OTHER CHAR	H20204CM0391
7/4/2003 19:45	2/18/2004 08:00	2820	INVASION OF PRIVACY B MISD		H20209CM1126
7/4/2003 19:45	2/18/2004 08:00	3008	AOW/BATTERY	INVASION OF PRIV. DISM GUILTY ON ALL OTHER CHARGES	H20212CM1421
4/17/2002 19:30	5/24/2002 09:00	3008	AOW/BATTERY	FOR ALL H02 CHARGES	00027H0204CM
4/17/2002 19:30	5/24/2002 09:00	2630	WANTED PERSON	HOLD PLACED ON SUBJECT ON THIS DATE	00HUNTINGTON
4/17/2002 19:30	5/24/2002 09:00	1824	POSSESSION MARIJUANA U/30 GRMS	FOR ALL H02 CHARGES	000000027H02

Friday, May 31, 2019 Page 2 of 2

INDIANA DEPARTMENT OF CORRECTION

Offender Data

WILLIE HEMPHILL

DOC Number 157251
First Name WILLIE

Middle Name

Last Name HEMPHILL

Suffix

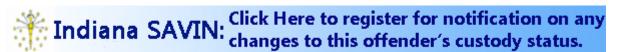
Date of Birth 09/10/1971

Gender Male
Race Black

Facility/Location Discharge

Earliest Possible Release Date *
*Offenders scheduled for release
on a Monday, Tuesday or
Wednesday are released on
Monday. Offenders scheduled for
release on a Thursday, Friday,
Saturday or Sunday are released
on Thursday. Offenders whose
release date falls on a Holiday are
released on the first working day
prior to the Holiday.

10/21/2016



Sentence Information

Date of Sentence 03/08/2016

Description RESISTING LAW ENFORCEMENT

Term in Years / Months / Days 00 11 00029

Type of Conviction MA

Indiana Citation Code 35-44-3-3

Cause Number 49G21-1510-F4-038191

County of Conviction MARION

Projected Release Date 04/22/2016

Sentence Information

Date of Sentence 03/08/2016

Description HANDGUN VIOLATION (FELONY WITHIN 15

YRS)

Term in Years / Months / Days 00 11 00029

Type of Conviction F5

Indiana Citation Code 35-47-2-1

Cause Number 49G21-1510-F4-038191

County of Conviction MARION

Projected Release Date 10/21/2016

Sentence Information

Date of Sentence 10/14/2009

Description THEFT, RECEIVING STOLEN PROPERTY

Term in Years / Months / Days 01 05 00029

Type of Conviction FD

Indiana Citation Code 35-43-4-2

Cause Number 27D02-0909-FD-108

County of Conviction GRANT

Projected Release Date 02/24/2011

Sentence Information

Date of Sentence 08/29/2005

Description BATTERY

Term in Years / Months / Days 04 00 00000

Type of Conviction FC

Indiana Citation Code 35-42-2-1

Cause Number 27D02-0406-FB-69

GRANT

County of Conviction

Projected Release Date 06/07/2006

Comments

Please note that offenses appearing on this record with the same cause numbers multiple times do not reflect multiple convictions for those offenses. They represent re-commitment to the Department of Correction for violations of probation or community correction.

This database was last updated 11/30/2017

Data Descriptions

DOC Number DOC Number refers to the identification number given to each

Indiana offender upon incarceration.

Description "Offense" refers to the crimes for which the offender is, or was most

recently, incarcerated. "ATT" indicates "attempted;" "CON" indicates "conspiracy to commit:" and "AID" indicates "Aiding". Duplicate

entries indicate additional counts of the same crime.

County of Conviction "Committing County" is the county in which the offender was

sentenced.

Date of Sentence "Date of Sentence" is the date in which the sentence was issued by

the court.

Any person, agency or entity, public or private, who reuses, publishes or communicates the information available from this server shall be solely liable and responsible for any claim or cause of action based upon or alleging an improper or inaccurate disclosure arising from such reuse, re-publication or communication, including but not limited to actions for defamation and invasion of privacy.

All complaints regarding the accuracy of information contained in these documents should be submitted, in writing, to the:

Indiana Department of Correction

302 West Washington Street IGCS, Room E334 Indianapolis, IN 46204

Subject: RE: Public records request - Willie Hemphill custody history Date: Tuesday, June 25, 2019 at 9:40:01 AM Central Daylight Time

From: DOC Public Records < Docpublicrecords@idoc.IN.gov>

To: Yesko, Parker <pyesko@apmreports.org>, DOC Public Records

<Docpublicrecords@idoc.IN.gov>

Attachments: image002.jpg, image003.png

Good Morning

Pursuant to IC 11-8-5-2 and 210 IAC 1-6-2(2)(D) and (F) the highlighted information is considered restricted. Below you will find the offender's location history and intake/release information.

	RIVAL	TIM	E LOC	RECV DESC		DEPARTUR DATE
	22 20			TO PAROLE	PUENTE INTAKE NCP-A NC PRIOR SPA J. TAYLOR RECVU NCP-A FROM ISF TRANSFER FROM RDC NC	
	15 20				INTAKE	07 22 20
	12 20			FROM JAIL	NCP-A	04 15 20
	08 20		2 COA	NC-PRIOR-A	NC PRIOR	04 12 20
)5 2	27 20	10 100	3 PD3	TO PAROLE	SPA J. TAYLOR	02 24 20
1 2	25 20	120	5 ISF	CLASS DEC	RECVD	05 27 20
10 2	28 20	9 110	0 RDC	NC-PRIOR-A	NCP-A	11 25 20
1 1	13 20	06 114	0 NCF	CLASS DEC	FROM ISF	06 07 20
0 0	07 20	05 163	0 ISF	CLASS DEC	TRANSFER FROM RDC	01 13 20
09 2	28 20	05 102	5 RDC	NC	NC	10 07 2

Thank you,

DOC Public Records

From: Yesko, Parker [mailto:pyesko@apmreports.org]

Sent: Sunday, June 9, 2019 12:37 AM

To: DOC Public Records < Docpublicrecords@idoc.IN.gov>

Subject: Public records request - Willie Hemphill custody history

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Hello,

I'm a reporter with American Public Media, doing research on an individual named Willie James Hemphill (DOC# 157251 / DOB: 9/10/71).

I'd like to request a full IDOC custody history for Mr. Hemphill. If available, please include dates of entry and release, custody locations, mugshots, visitor logs and rule violation reports for each period of incarceration. Please feel free to call or email me if you have any questions about this request.

Many thanks, Parker